JOURNAL *of the* REGULAR SESSION

OF THE

HOUSE OF REPRESENTATIVES

OF THE

COMMONWEALTH OF KENTUCKY

Begun and Held in the City of Frankfort, the Third Day of January, in the Year of Our Lord 1922, and of the Commonwealth One Hundred and Thirty.

PROPERTY OF THE STATE OF KENTUCKY

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JOURNAL

OF THE

HOUSE OF REPRESENTATIVES

TUESDAY, JANUARY 3, 1922

At a General Assembly of the Commonwealth of Kentucky, began and held at the Capitol in the city of Frankfort on Tuesday, third day of January in the Year of Our Lord, One Thousand Nine Hundred and Twenty-two and the One Hundred and Thirtieth Year of the Commonwealth, that being the day fixed by the Constitution for the meeting thereof, Honorable Lilburn Phelps, Chief Clerk of the House of Representatives during the session of the General Assembly last past, called the House of Representatives to order and after prayer by the Rev. M. S. Clark, Pastor of the Methodist Episcopal Church, South, of Frankfort, Kentucky, produced and read the following certificate from the Secretary of State, viz:

OFFICE OF THE SECRETARY OF STATE,
FRANKFORT, KENTUCKY.
JANUARY 3, 1922.

I, Fred A. Vaughan, Secretary of State for the Commonwealth of Kentucky, do certify that the following are the names of the persons purporting to be duly elected members of the House of Representatives, at the election held November 8, 1921:

District No. 1—Hickman-Fulton Counties—W. T. Walker.
District No. 2—Ballard-Carlisle Counties—R. F. Stewart.

District No. 3—Graves County—Beryl Boyd.
District No. 4—McCracken County—C. D. McCaw.
District No. 5—Crittenden-Livingston Counties—H. Walter Pierce.
District No. 6—Caldwell County—R. G. Rice.
District No. 7—Calloway County—Lee Clark.
District No. 8—Lyon-Marshall Counties—Geo. W. Smith.
District No. 9—Trigg County—Henry R. Lawrence.
District No. 10—Union County—G. L. Drury.
District No. 11—Henderson County—G. Givens Dixon.
District No. 12—Webster County—G. W. Bennett.
District No. 13—Hopkins County—N. I. Toombs.
District No. 14—Christian County—Ira D. Smith.
District No. 15—Todd County—J. Edgar Hadden.
District No. 16—Logan County—R. M. Amos.
District No. 17—Muhlenberg County—W. D. Duncan.
District No. 18—McLean County—T. C. Willis.
District No. 19—Daviess (County)—D. D. Thornberry.
District No. 20—Daviess (Owensboro)—Brodie Payne.
District No. 21—Ohio County—Ira Jones.
District No. 22—Breckinridge-Hancock Counties—G. W. Newman.
District No. 23—Grayson County—O. A. Denton.
District No. 24—Butler-Edmonson Counties—Reuben E. Skaggs.
District No. 25—Warren County (Bowling Green)—Frank L. Strange.
District No. 26—Warren (County)—W. G. Wheeler.
District No. 27—Simpson County—Dr. W. L. Gossett.
District No. 28—Allen County—R. O. Huntsman.
District No. 29—Barren County—Geo. W. Ellis.
District No. 30—Green-Hart Counties—Bryant Green.
District No. 31—Hardin County—C. A. Nelson.
District No. 32—Meade County—W. M. Boling.
District No. 33—Bullitt-Spencer Counties—S. G. Thornberry.

District No. 34—Larue-Nelson Counties—Dr. B. A. Muster.

District No. 35—Marion County—J. E. Bickett.

District No. 36—Adair-Taylor Counties—Ed P. Murrah.

District No. 37—Metcalfe-Monroe Counties — Oscar P. Harvey.

Disrtict No. 38—Clinton-Cumberland Counties—Sam A. Cary.

District No. 39 — Casey-Russell Counties — Thos. O. Holder.

District No. 40—McCreary-Wayne Counties — E. B. Cross.

District No. 41—Pulaski County—George F. Thompson.

District No. 42—Lincoln County—Lester Jeter.

District No. 43—Boyle County—C. D. Minor.

District No. 44—Mercer-Washington Counties — A. W. Dorsey.

District No. 45—Anderson County—Emery L. Frazier.

District No. 46—Woodford County—David J. Howard.

District No. 47—Jessamine County—Rufus Lisle.

District No. 48—Garrard County—R. D. McMurty.

District No. 49—Franklin County—Arch M. Quarles.

District No. 50—Shelby County—John E. Brown.

District No. 51—Jefferson (County)—W. D. Watkins.

District No. 52—Jefferson (Louisville)—Lee L. Simons.

District No. 53—Jefferson (Louisville)—B. C. Beckmann.

District No. 54—Jefferson (Louisville)—Oscar Leibson.

District No. 55—Jefferson (Louisville)—Leon P. Lewis.

District No. 56—Jefferson (Louisville)—J. L. Richardson.

District No. 57—Jefferson (Louisville)—Frank J. Humert.

District No. 58—Jefferson (Louisville)—D. L. Scott.

District No. 59—Oldham-Trimble Counties — W. Raymond Button.

District No. 60—Carroll-Gallatin Counties—Oscar Vest.

District No. 61—Henry-Owen Counties—Ed A. Gullion.
District No. 62—Boone-Grant Counties—Garnett W. Tolin.
District No. 63—Kenton (County)—Samuel W. Adams.
District No. 64—Kenton (Covington)—Daniel A. O'Donovan.
District No. 65—Kenton (Covington)—Harry J. Meyers.
District No. 66—Campbell (County)—Chas. B. Truesdelle.
District No. 67—Campbell (Newport) — Herman Q. Thompson.
District No. 68—Bracken-Pendleton Counties — Martin Light.
District No. 69—Mason County—H. C. Hawkins.
District No. 70—Nicholas-Robertson Counties — S. H. Moore.
District No. 71—Harrison County—H. C. Duffy.
District No. 72—Fleming County—Arthur Saunders.
District No. 73—Bourbon County—James H. Thompson.
District No. 74—Scott County—George C. Wagoner.
District No. 75—Fayette (County)—A. L. Hamilton.
District No. 76—Fayette (Lexington)—Harry Miller.
District No. 77—Clark County—H. V. Thompson.
District No. 78—Madison County—James Park.
District No. 79—Breathitt-Lee Counties — James H. Johnson.
District No. 80—Estill-Jackson Counties—S. R. Powell.
District No. 81—Laurel-Rockcastle Counties—Charles A. Chandler.
District No. 82—Whitley County—E. E. Nelson.
District No. 83—Knox County—John M. Tinsley.
District No. 84—Bell County—Joe F. Bosworth.
District No. 85—Clay-Owsley Counties—Thos. Bowman.
District No. 86—Lewis County—John L. Trumbo.
District No. 87—Carter County—H. M. Fultz.
District No. 88—Greenup County—C. C. Oney.

District No. 89—Boyd County—Mary E. Flanery.
District No. 90—Elliott-Lawrence Counties—R. C. Moore.
District No. 91—Johnson-Martin Counties—Fred C. Van Hoose.
District No. 92—Pike County—N. T. Hopkins.
District No. 93—Floyd County—W. S. Wallin.
District No. 94—Powell-Wolfe Counties—W. T. McGuire.
District No. 95—Menifee-Montgomery Counties — S. B. Lane.
District No. 96—Bath-Rowan Counties—J. T. Jennings.
District No. 97—Letcher-Perry Counties—J. C. Day.
District No. 98—Harlan-Leslie Counties—Wright Kelly.
District No. 99—Knott-Magoffin Counties—J. B. Wicker.
District No. 100—Morgan County—C. C. May.

Given under by hand and seal of office this 3rd day of January, 1922.

FRED A. VAUGHAN,
Secretary of State.

The roll of Members was called and the following answered to their names, viz:

Samuel W. Adams	A. W. Dorsey	Frank J. Humbert
R. M. Amos	G. Lucien Drury	R. O. Huntsman
B. C. Beckmann	H. C. Duffy	J. T. Jennings
C. W. Bennett	W. D. Duncan	Lester Jeter
J. E. Bickett	George W. Ellis	Ira Jones
W. M. Boling	Mrs. M. E. Flannery	James H. Johnson
J. F. Bosworth	Emery L. Frazier	Wright Kelly
Thos. Bowman	Dr. H. M. Fultz	S. B. Lane
Berl Boyd	W. L. Gossett	H. R. Lawrence
John E. Brown	Bryant Green	Oscar Leibson
W. R. Button	Ed. A. Gullion	Leon P. Lewis
Sam A. Cary	J. Edgar Hadden	Martin Light
Chas. Chandler	Arch L. Hamilton	Rufus Lisle
Lee Clark	Oscar P. Harvey	C. C. May
E. B. Cross	H. C. Hawkins	Harry J. Meyers
J. C. Day	Thos. O. Holder	Harry B. Miller
O. A. Denton	N. T. Hopkins	Claude D. Minor
G. Givens Dixon	David J. Howard	R. C. Moore

S. H. Moore	R. I. Rice	John M. Tinsley
Ed. P. Murrah	J. L. Richardson	Garnett W. Tolin
B. A. Muster	Arthur Saunders	N. I. Toombs
C. D. McCaw	David I. Scott	Chas. B. Truesdell
W. T. McGuire	Lee L. Simons	John L. Trumbo
R. D. McMurtry	Reuben E. Skaggs	Fred C. Vanhoose
E. E. Nelson	George W. Smith	Oscar Vest
Chas. A. Nelson	Ira D. Smith	Geo. C. Waggoner
Geo. W. Newman	R. F. Stewart	W. T. Walker
D. A. O'Donovan	Frank L. Strange	W. S. Wallen
C. C. Oney	H. V. Thompson	W. D. Watkins
James Park	Geo. F. Thompson	W. G. Wheeler
Brodie Payne	H. Q. Thompson	J. B. Wicker
H. Walter Pierce	Jas. H. Thompson	T. C. Willis
S. R. Powell	S. G. Thornberry	
Arch M. Quarles	D. D. Thornberry	

The oath of office as required by the Constitution and laws was administered to said Members by the Honorable Rollin E. Hurt, Chief Justice of the Court of Appeals.

The said Chief Clerk then announced that the election of a Speaker of the House of Representatives was in order.

Mrs. Flannery named Hon. James H. Thompson of the County of Bourbon as a suitable person to fill said office.

Mr. Richardson named the Hon. Joseph F. Bosworth of the County of Bell as a suitable person to fill said office.

The vote being taken between those named resulted as follows, viz:

Those who voted for Hon. James H. Thompson were:

Samuel W. Adams	J. F. Bosworth	O. A. Denton
B. C. Beckmann	Berl Boyd	G. Givens Dixon
C. W. Bennett	John E. Brown	A. W. Dorsey
J. E. Bickett	W. R. Button	G. Lucien Drury
W. M. Boling	Lee Clark	H. C. Duffy

W. D. Duncan	Harry J. Meyers	Ira D. Smith
George W. Ellis	Harry B. Miller	R. F. Stewart
Mrs. M. E. Flannery	Claude D. Minor	Frank L. Strange
Emery L. Frazier	R. C. Moore	H. V. Thompson
W. L. Gossett	S. H. Moore	S. G. Thornberry
Bryant Green	B. A. Muster	D. D. Thornberry
Ed. A. Gullion	C. D. McCaw	Garnett W. Tolin
J. Edgar Hadden	W. T. McGuire	N. I. Toombs
Arch L. Hamilton	Chas. A. Nelson	Oscar Vest
H. C. Hawkins	D. A. O'Donovan	Geo. C. Waggoner
David J. Howard	C. C. Oney	W. T. Walker
Lester Jeter	Brodie Payne	W. S. Wallen
S. B. Lane	H. Walter Pierce	W. D. Watkins
H. R. Lawrence	Arch M. Quarles	W. G. Wheeler
Leon P. Lewis	R. I. Rice	J. B. Wicker
Martin Light	Arthur Saunders	T. C. Willis
Rufus Lisle	Lee L. Simons	
C. C. May	George W. Smith	—67

Those who voted for Hon. Joseph F. Bosworth were:

R. M. Amos	Frank J. Humbert	S. R. Powell
Thos. Bowman	R. O. Huntsman	J. L. Richardson
Sam A. Cary	J. T. Jennings	David I. Scott
Chas. Chandler	Wright Kelly	Reuben E. Skaggs
F. B. Cross	Oscar Leibson	Geo. F. Thompson
J. C. Day	Ed. P. Murrah	H. Q. Thompson
Dr. H. M. Fultz	R. D. McMurtry	John M. Tinsley
Oscar P. Harvey	E. E. Nelson	Chas. B. Truesdell
Thos. O. Holder	Geo. W. Newman	John L. Trumbo
N. T. Hopkins	James Park	Fred C. Vanhoose
		—30

Mr. Thompson, having received a majority of the votes cast, a majority of the Members elected, being present and voting, was declared to be duly elected Speaker of the House of Representatives.

The Chief Clerk aforesaid appointed Mrs. Flannery and Mr. Bosworth, a Committee to inform the Speaker elect of his election and to escort him to the Chair.

After taking the oath of office as required by the Constitution and Laws of the Commonwealth, the Speaker returned his thanks to the House for the honor conferred and announced that the next business in order was the election of a Chief Clerk of the House and other minor officers as provided by the Constitution.

Mr. Lawrence moved that the House receive nominations for all the various offices to be filled by the House, as provided by the Constitution and that one ballot be taken on all such nominations at one and the same time.

Said motion was agreed to.

Mrs. Flannery named the following as suitable persons to fill the following positions, set opposite their names:

For Chief Clerk, Charles J. Howes of Franklin County.

For Assistant Clerk, William Oscar Wicker of Crittenden County.

For Enrolling Clerk, Miss Lillian Towles of Henderson County.

For Sergeant-at-Arms, C. W. Longmire of Franklin County.

For Doorkeeper, T. H. Golden of Carroll County.

For Janitor, Clifford Thomas of Trigg County.

For Cloakroom-keepers, Phis McCann of Fayette County and J. D. May of Morgan County.

For Pages, Sterling Harrington of Warren County, John Elliott Flannery of Boyd County, Dolf Creal of Larue County and Ignatius Drury of Union County.

There being no further nominations and the vote being taken thereon in accordance with the provision of the Constitution, it resulted as follows, viz.:

Samuel W. Adams	Thos. O. Holder	Brodie Payne
R. M. Amos	N. T. Hopkins	H. Walter Pierce
B. C. Beckmann	David J. Howard	S. R. Powell
C. W. Bennett	Frank J. Humbert	Arch M. Quarles
J. E. Bickett	R. O. Huntsman	R. I. Rice
W. M. Boling	J. T. Jennings	J. L. Richardson
J. F. Bosworth	Lester Jeter	Arthur Saunders
Thos. Bowman	Ira Jones	David I. Scott
Berl Boyd	James H. Johnson	Lee L. Simons
John E. Brown	Wright Kelly	Reuben E. Skaggs
W. R. Button	S. B. Lane	George W. Smith
Sam A. Cary	H. R. Lawrence	Ira D. Smith
Chas. Chandler	Oscar Leibson	R. F. Stewart
Lee Clark	Leon P. Lewis	Frank L. Strange
F. B. Cross	Martin Light	H. V. Thompson
J. C. Day	Rufus Lisle	Geo. F. Thompson
O. A. Denton	C. C. May	H. Q. Thompson
G. Givens Dixon	Harry J. Meyers	D. D. Thornberry
A. W. Dorsey	Harry B. Miller	John M. Tinsley
G. Lucien Drury	Claude D. Minor	Garnett W. Tolin
H. C. Duffy	R. C. Moore	N. I. Toombs
W. D. Duncan	S. H. Moore	Chas. B. Truesdell
George W. Ellis	Ed. P. Murrah	John L. Trumbo
Mrs. M. E. Flannery	B. A. Muster	Fred C. Vanhoose
Emery L. Frazier	C. D. McCaw	Oscar Vest
Dr. H. M. Fultz	W. T. McGuire	Geo. C. Waggoner
W. L. Gossett	R. D. McMurtry	W. T. Walker
Bryant Green	E. E. Nelson	W. S. Wallen
Ed. A. Gullion	Chas. A. Nelson	W. D. Watkins
J. Edgar Hadden	Geo. W. Newman	W. G. Wheeler
Arch L. Hamilton	D. A. O'Donovan	J. B. Wicker
Oscar P. Harvey	C. C. Oney	T. C. Willis
H. C. Hawkins	James Park	

All those named above by Mrs. Flannery for the respective offices set opposite their names having received a majority of the votes cast, and a majority of the Members being present and voting, were declared to be duly elected as Chief

Clerk, Assistant Clerk, Enrolling Clerk, Sergeant-at-Arms, Doorkeeper, Janitor, Cloakroom-keepers and Pages of the House of Representatives who thereupon took the oath of office as required by law.

Mr. Hamilton moved that the privileges of the floor be granted to Miss Jeanette Rankin, the first Congress-woman of the United States.

Said motion was agreed to.

Mr. Minor offered the following resolution, viz:

Be It Resolved by the House of Representatives of the General Assembly of Kentucky, the Senate concurring therein, that the House and Senate do hold a joint session at three o'clock P. M. on this January 3, 1922, in the House Chamber for the purpose of receiving the message of Honorable Edwin P. Morrow, Governor of Kentucky.

Mr. Minor moved that the Rules be suspended and that said Resolution be taken up for consideration.

Said motion was agreed to.

Said Resolution was adopted.

Mr. Tinsley offered the following Resolution, viz:

Resolved: That a committee of four Members of this House be appointed by the Speaker to wait upon the Senate, and notify that body that this House is now organized, and ready to proceed to business, and that said committee shall, in conjunction with a like committee to be appointed by the Senate, wait upon the Governor and inform him that this General Assembly is now organized, and ready to receive any communication he may have to make.

Said Resolution was agreed to.

Thereupon the Speaker appointed Messrs. Ira D. Smith, Strange, Hamilton and Richardson as said Committee, who retired, and after a time Mr. Smith of said Committee reported that he had discharged said duty and that the Governor had requested them to report that he would shortly transmit a communication in person to the Joint Assembly.

The hour of three o'clock P. M. having arrived, the hour for the Joint Special Order of the Day, as provided by the Joint Resolution heretofore adopted by the Senate and the House of Representatives, fully set out hereinabove, the Senate of Kentucky, in order, entered upon the floor of the hall of the House of Representatives and the two Houses of the General Assembly were convened in Joint Assembly.

The Hon. Thruston Ballard, Lieut. Governor and President of the Senate, took the Chair and presided.

The Hon. James H. Thompson, Speaker of the House of Representatives, took a seat on the right of the President of the Senate.

The Hon. Edwin P. Morrow entered the hall of the House of Representatives and delivered the following message to the Joint Assembly, orally, viz:

Members of the General Assembly of Kentucky:

In you I greet the people of Kentucky, since you represent and are to act for and on behalf of every man, woman and child in the Commonwealth. You are servants of the people by your own seeking, and by and through you as you levy taxation, appropriate the public money and provide laws for physical, moral and educational welfare, will Kentucky and its people be helped or hurt. Problems of the highest

importance; matters of the most vital concern to the Commonwealth confront you. In the performance of the duties that await you, I am confident you will act with wisdom, discretion and patriotism, and with a profound consciousness of great responsibility.

Political parties exist for the good of the Commonwealth —not for the good of parties. There is, and should be no occasion for injecting into your deliberations any measure of a purely political character. Two years ago I said to the Kentucky Legislature:

"If partisanship shall divide us; if political allignments shall hinder and obstruct the true course of much needed constructive and progressive legislation, I intend to see to it that responsibility therefor shall be fixed, known and certain, and shall be assumed by those who think more of their party than they do of their State. There will not and shall not be introduced with my consent or approval any measure seeking a political advantage for my party, or which has its entrenchment in power as its purpose. There is little difference between a policy of party aggression and party obstruction, because in both the ideal of service to the people is lost and forgotten."

I repeat today this sentiment. If rivalry there must be between parties, let is be as to which party can most truly, really, faithfully serve Kentucky.

Condition of State Finances

On June 30, 1920, the net floating indebtedness of the State was $3,735,447.99. At the close of this fiscal year, June 30, 1921, the net floating indebtedness of the State was $3,021,-375.71. (See Auditor's Report.) This statement discloses a net reduction of the State debt of $714,071.28 during the first fiscal year under the operation of the Budget Law and the Budget Bill. The indebtedness of the State has been incurred for services rendered and goods and materials furnished. It is the duty of the State as it is the duty of the individual in

the expenditure of money, to remember its debts and to provide for their payment. Therefore, the General Assembly should correctly estimate and carefully watch the income of the State and the expense of the State to the end that a material part of the public debt may be retired and the interest drain upon the treasury materially lessened.

I know that this will require courage, firmness and determination upon your part. You will be called upon by many of the best citizens of Kentucky—by many of its most useful organizations and institutions—to appropriate money which the State does not possess; for all kinds of purposes and objects—in themselves good and laudable, but urged without knowledge of the State's financial condition, and without providing means with which the appropriations sought are to be paid. The Budget Law in actual operation has demonstrated its practical worth. In due course the Budget Commission will present for your consideration a report which will show for the annual budget periods the estimated sum coming into the State treasury, and the estimated outgo from the State treasury, leaving a reasonable balance to be applied to the retirement of the unfunded interest-bearing State debt. A substantial decrease in the State debt has already been made by the observance of budget recommendations and holding appropriations within revenue. If the present Legislature follows the recommendations presented by the Budget Commission it is my judgment that the entire State debt can be liquidated within the next two years.

I, therefore, earnestly urge that you make no appropriation of the public money beyond the income of the State, unless provision is made to increase the revenue of the State to meet the appropriation. In this regard I desire to remind you of the strict and binding limitation placed by the Constitution of Kentucky upon the power of the Legislature to incur or increase indebtedness. This provision is as follows:

Section 49. *Indebtedness That May Be Created.* The General Assembly may contract debts to meet casual deficits

or failures in the revenue; but such debts, direct or contingent, singly or in the aggregate, shall not at any time exceed Five Hundred Thousand Dollars.

Taxation and Revenue

This is not the time to increase taxation. Conditions must and should be taken into consideration. Kentucky, in common with the rest of the world, is now undergoing a great financial depression and business stagnation. The taxpayer needs a lessening, rather than an increase of his burden, but the revenue of the State cannot be decreased so long as we have an unfunded interest-bearing State debt, which presses for and demands payment. Our present duty is to practice the most rigid economy in the expenditure of the money of the taxpayer; to keep appropriations well within the limits of our available revenue and thereby enable the State to pay off its floating debt. If expenditures are not increased by extravagant appropriations, Kentucky can and will, without any increase in the tax rate, pay off the public debt well within the next two years. When this is done (as I am confident it can be done), a substantial decrease in the ad valorem tax on real property can be, and should be, promptly made.

Coal Lands

One of the big problems which has confronted the Tax Commission has been to so equalize values throughout the State as to make the burden of ad valorem taxation rest alike upon all property owners. The Constitution provides that all property not exempt from taxation shall be assessed for taxation at its fair cash value, estimated at the price it would bring at a fair voluntary sale. It is well known that in the past this requirement of the Constitution has not been complied with. The State Tax Commission, realizing that the burden of taxation can be equalized only by assessing all property at its fair cash value, has been striving gradually to meet this requirement of the Constitution in the assessment of property

in Kentucky. In the older settled agricultural communities but little difficulty should be experienced in arriving at the fair cash value of real estate. Much greater difficulty in fixing the value of real estate is encountered, however, in the coal mining sections of the State, and the charge has been frequently made that the coal bearing sections of Kentucky are not bearing their just part of ad valorem taxation.

The correctness of this charge can only be determined, and if sustained, corrected by the Tax Commission securing fair and accurate information as to the value of these coal bearing properties. So many elements enter into the value of coal lands, such for instance as distance from transportation, thickness and quality of veins, and whether under operation or not, that no approximately accurate estimate of value can be arrived at except by a somewhat detailed survey of these coal bearing areas. To that end the Budget Commission has embraced in the appropriation to the Tax Commission an appropriation of what it seems a sufficient sum of money necessary to enable the Tax Commission to secure full and exact information, maps, etc., showing the location, acreage, thickness and value of the various seams of coal in the various counties of the State; and I recommend that the General Assembly adopt this recommendation to the Budget Commission to the end that the assessment of this character of property can be made on a basis fair and just alike to the owners and to the State.

Public Education

Popular education and popular government are inevitably linked together. Popular government without popular education is impossible. Citizenship, with full appreciation for all that it implies, is not an inheritance; citizens must be taught and trained. No State is safe whose people, or a considerable number of whose people, are uneducated. No Kentuckian who loves his State can be contented with the present condition of her schools, nor with her rating as compared with other States.

Within the past eighteen months a thorough, impartial and scientific survey has been made of the schools of our State. This survey has been made by educational experts. A copy of the Survey Commission's report has been furnished each member of the General Assembly. I earnestly hope and urge that each one of you will study this report and give heed to its recommendations. It is no time for boasting. The "brag" dies upon our lips when we know the facts. It is a time for grim determination and a high resolve to remedy educational conditions in Kentucky. Our failure of the past to provide for and secure better schools and better schoolhouses, and a better educational plan and system, should fill us with a new determination to make amends in the future. The educational handicaps under which Kentucky suffers, and has suffered, are man made and can be removed by men. Legislation can do much, but legislation alone, however wise, will not give to Kentucky an efficient school system. We will not have good schools until Kentucky realizes the tragic cost of poor schools. Education is an investment; ignorance is a tax. I recommend that in your deliberations concerning this most important matter, you hold fast to all that is good in the legislation of the past. I challenge you to take no backward step. I recommend that you enact such new legislation as experience, wisdom and patriotism dictate. To this end I specifically recommend:

(1) A re-organization of the State Board of Education.

(2) A sane, sound and scientific certification system and salary schedule.

(3) A more satisfactory method of selecting textbooks.

(4) A revision of the attendance law.

(5) State support for, and extension of summer schools.

(6) A re-organization of the State Department of Education, providing the State Superintendent with an adequate professional staff and providing especially for a more satis-

factory system of supervising and inspecting the expenditure of school money throughout the State.

(7) A revision of the Graded School Law.

Public Health

Public health is a public asset, preventable diseases an economic loss. Generous provision should be made for the extension of the Public Health Service; appropriations for this purpose should be maintained and recent appropriations of the Federal Government such as the Smith-Towner appropriation should be met by the State. In this connection it should be noted that many of the rural sections of the State are almost entirely without service of the general practicing physician, some entire counties being served by only one or two physicians. It is believed that this really deplorable condition has been occasioned by the strickness of requirement now existing for the graduation and certification of physicians under the laws of the Commonwealth. The requirements as to collegiate and medical education are too strict; require so many years and the outlay of so much money, that many worthy and ambitious young men from rural communities cannot and will not enter medical colleges in order to secure their diplomas. It is to be hoped that the legislature, under the advice of those competent to give it, will provide a method by which, while preserving reasonable requirements for the certification of members of the medical profession, these requirements will not be so severe as to deny to the citizens of the State the presence and blessings of the practicing physician.

Prohibition

By virtue of the 18th Amendment to the Federal Constitution and the amendment to our own Constitution by popular vote and by laws of Congress and our own General Assembly, the manufacture, sale, tarnsportation, etc., of liquor has been, and is now prohibited in this Commonwealth. The violation of the prohibition law challenges the sovereignity and author-

ity of Kentucky. From one end of the State to the other this law is being openly, persistently and contemptuously violated. The moonshiner and the bootlegger defy courts and juries, judges and sheriffs, and boldly proclaim themselves above the law of the land. Whisky—outlawed—has and is rapidly becoming sinister and powerful, expressing itself in armed resistance of officers of the law, corruption of public officials; the disturbance of church and school and the intimidation of those who oppose it. This outlaw must be overcome, or the State must make a humiliating surrender. If the legislature desires enforcement of the prohibition law, it must give the power with which to enforce it. If it desires this outlaw met and overcome, it must provide the means with which to do it. To this end I recommend:

That the present prohibition laws of the State be so amended as to give county judges and the judges of the various municipal courts final jurisdiction to try offenders against this law, and that their jurisdiction be extended, in cases of conviction, to the imposition of a $1,000.00 peace bond conditioned upon the observance of the prohibition law. These courts sitting continuously must be given the right to speedy trial, with the power of bond and punishment sufficient to meet the conditions as they exist.

Ouster Law

By virtue of an amendment to the Constitution recently voted by the people of Kentucky, the Legislature of the State has the right to provide a method for the vacation or removal from office of any sheriff, constable or other peace officer for neglect of duty, and it may provide the manner or mode for the reinstatement of such officer. The only method now provided by law whereby a peace officer who wilfully or corruptly neglects his duty may be removed is that of indictment and conviction for misfeasance or malfeasance in office.

This method is known by all as thoroughly and absolutely ineffectual—it has not, and does not produce the results needed

and desired, and so far as its enforcement is concerned, it is a "dead letter."

Power should be lodged somewhere through which a peace officer, who wilfully or corruptly or through cowardice deliberately fails to perform his duty, may be promptly and speedily removed from his office, and a conscientious, courageous official put in his place. In many States, the power to temporarily remove a peace officer and to reinstate him, or make his removal permanent upon final hearing has been lodged in the Governor. Power so conferred has been in many States often used with the most beneficial results, and has been but rarely, if at all, abused.

For the good of the Commonwealth—for the sake of public security—for the more rigid enforcement of law, and a more energetic discharge of their public duties by peace officers, I recommend the passage of such a law by this legislature.

Concealed Deadly Weapons

To drink, drunkenness and the habit of carrying concealed deadly weapons, can be charged eighty-five per cent of all homicides committed in the Commonwealth.

Nearly every wound inflicted by a bullet, every death caused or life endangered from a revolver shot, has been fired from a weapon carried concealed—in violation of law.

As a means to end this indefensible habit, I recommend:

(1) That it shall be unlawful to fire at, wound or kill another by pistol or other deadly weapon which has been carried concealed—even though said shooting, wounding or killing has been done in self-defense. That for the violation of such law a punishment of not less than six months, nor more than two years in the penitentiary be provided. The effect of such a law will be that in every case in which human life has been taken or endangered by a concealed weapon, punishment will be sure and certain, and the "hip-pocket" defense or the danger of loss of life by reason of the use, or

threatened use, by another of a concealed weapon will not be a shield to one who has himself violated the law.

(2) I also recommend that the jurisdiction of courts inferior to the circuit court be so increased as to enable them to give final trials and impose the penalties denounced for carrying concealed weapons, save the penalty above mentioned.

Kentucky is disgraced by the pistol carrying habit—she should have the courage to stop the source of her own dishonor.

Criminal Law

The legislative committees of the Circuit Judges and Commonwealth's Attorneys' Associations have given long and thoughtful consideration to certain changes and amendments in our criminal law and criminal procedure. These proposed changes grow out of the practical experience of the State's law enforcing officials—they are suggested from wisdom gained through years of practice in the courtroom, and recommended for the purpose of securing more speedy, certain and exact enforcement of law.

I recommend that you give to legislation proposed from such a high source, the full consideration to which it is entitled.

Declaratory Judgments

There will be presented for your consideration by and through, and with the endorsement of the circuit judges of the State, a law to be known as the "Declaratory Judgment Law."

It is the purpose of this proposed legislation to increase the jurisdiction of circuit judges so as to enable them to declare the rights and duties of citizens in relation to contracts and other obligations growing out of business transactions before a breach of contract or an alleged violation of obligation entailing the possibility of damage, etc., has occurred, and generally, to give to the courts the power of being more truly

serviceable to the people. I believe the aims—objects—and the purpose sought to be accomplished by this law, are altogether right and beneficial, and I recommend that you give to this proposed law earnest consideration.

Legal Equality for Women

The ballot—the real measure and badge of equality and citizenship—has been given to women. Therefore the women of Kentucky should in every respect have the same legal rights, duties, privileges and responsibilities of men. To accomplish this result, every statute of the State, which produces or provides for differences in the legal rights of men and women, should be either repealed or so amended that all citizens shall have the same legal status.

Free Speech

There was passed at the last session of the General Assembly a law known as the "Criminal Syndicalism and Sedition Bill." It was my judgment then, and is my judgment now, that many of the provisions of that law are unconstitutional and that many parts of the law constitute a serious abridgment of, and a menace to, the right of free speech. The only character of law upon such a subject necessary in Kentucky is one which shall make it a crime by speech or publication to advocate the overthrow of the government of the State of Kentucky or resistance of its laws by force and violence. The syndicalism law referred to goes far, far beyond such provisions and undertakes in many ways to limit and deny the right of free speech and free press. Every provision of this law which goes beyond the limitations outlined above, and which undertakes to abridge the right of free speech, should be repealed. Free speech is the guarantor of liberty—the avator of progress. It is light—advancement—hope. It is the dearest bought right of the sons of freedom.

AGRICULTURAL DEVELOPMENT AND MARKETING OF FARM PRODUCTS

Abundantly blessed by nature, favorably located geographically, Kentucky should take gigantic strides in agricultural development. To stimulate agricultural prosperity, to render assistance to those who till the soil, sow the seed and reap the harvest, careful consideration should be given to all measures having as their purpose the upbuilding of Kentucky's chief industry—production from the soil.

Very great interest is now being manifested in plans for co-operative marketing of farm products. It is believed by many who have given the most careful consideration to the subject, that great good can be accomplished, both to the producer and the buyer by an orderly, economical and business-like marketing of many of the farm products of Kentucky—that by such a system, evils of speculation and waste will be eliminated, added stability secured and a more direct method of handling crops between producer and purchaser provided for. Legislation for such purposes will be introduced, and I recommend that the same be given your prompt, earnest and immediate consideration.

CONSTITUTIONAL LIMIT ON SALARIES OF PUBLIC OFFICERS

Section 246 of the Constitution of Kentucky provides that no public officer, except the Governor, shall receive more than Five Thousand Dollars per annum as compensation for official services, independent of the compensation of legally authorized deputies and assistants, which shall be fixed as provided by law. This same section provides that the General Assembly shall provide for the enforcement of this section. This the General Assembly has never done, so far as county officers are concerned, except in those counties having a population of seventy-five thousand or more. This section of the Constitution applies to officers who receive their compensation in fees and commissions, as well as to officers who are paid a fixed salary. It is believed that many county offi-

cers are drawing compensation, independent of the compensation paid to legally authorized deputies, far in excess of the constitutional limit of Five Thousand Dollars. As the law now stands, except in those counties having a population of seventy-five thousand or more, it is almost impossible to correctly check those county officials who are paid by fees and commissions, for the purpose of determining if they have exceeded the constitutional limit. No limitation is placed upon the number of deputies they may employ, nor upon the salaries they may pay such deputies, except the constitutional limitation of Five Thousand Dollars. As the result of this situation, it is doubtless true that in a number of counties of the State, county officials are drawing compensation far in excess of that paid the Chief Executive of the State or any other State official. So long as the present constitutional limitation is carried in the fundamental law of the State, some machinery should be devised to make it effective as to county officials.

I, therefore, recommend that the Legislature give serious consideration to the enactment of a law similar to that now in force in counties having a population of seventy-five thousand or more, which would give to the circuit judge and the county judge the power to fix the number of deputies to be employed by the county clerk, circuit clerk, jailer and sheriff, and the compensation to be paid to each, and requiring a strict accounting of all fees and commissions received by such officers, as well as other officers, to the end that the compensation of such officers shall not exceed Five Thousand Dollars per year, independent of the necessary expenses of the office and of the legally appointed and acting deputies.

Business Survey of State Departments

It is the general belief of those who have given the matter thought that the expense of administering the State Government could be greatly reduced by a more scientific arrangement of the work of the various departments, boards

and commissions, the elimination of duplication in different departments, combining departments and commissions, the abolition of commissions and boards whose work could be done by other existing departments, boards and commissions, and by putting the entire machinery of the State Government on a more business-like basis. To do this properly a thorough survey of the activities and duties of all the departments, boards and commissions would be necessary. This work should be done by a competent business efficiency expert. I believe a survey such as this would point the way to the saving of many thousands of dollars annually to the State.

I, therefore, recommend that there be appropriated and made available a reasonable sum for the Governor to employ a competent business efficiency expert, to make such survey and report his findings and recommendations to the next session of the General Assembly. Steps similar to the ones herein recommended have already been adopted in a number of States, particularly in Illinois and Ohio, and the results have been most gratifying.

Geological Survey and Mineral Development

Kentucky has great potential wealth in its undeveloped, unmapped natural resources. Minerals, marbles, road building material and other mineral wealth are known to exist in the State, but its extent, commercial possibilities, access to transportation, etc., have not been correctly and scientifically ascertained.

I, therefore, recommend that earnest consideration be given the possibilities of geological exploration, research, mapping, etc., in order that full information may be available to those interested, and that the natural wealth of Kentucky shall be translated into the actual wealth of the State.

Additional Messages

It has not been undertaken in this message to cover the ever-growing demand for roads, more roads and better roads,

not to dwell upon the very important subject of the condition, needs and activities of the State's Penal and Charitable Institutions, nor to cover the demand for the development and extension of the State's institutions of higher education, including the University of Kentucky and the State Normal Schools. These matters are of such importance that, in my judgment, they should be more fully discussed in an additional message. I have only the opportunity now to say, that the time has come when Kentucky must make an investment in the public business for the good of that business. I will in the very near future take occasion to place before you recommendations concerning the roads and the public institutions of the State.

CONCLUSION

All that can be done by legislation for the welfare of Kentucky and the good of its people, it is within your power to do. The opportunity for service is yours. With full confidence in your devotion to your State—in your high purpose to promote its progress, I am certain that you will act with such energy, wisdom and fidelity, that when you return to the men and women whom you represent and who sent you here, you will be greeted by their welcome verdict:

"Well done, thou good and faithful servant."

EDWIN P. MORROW,
Governor of the Commonwealth of Kentucky.

January 3rd, 1922.

Mr. Minor moved that this Joint Assembly do now dissolve.

Said motion was agreed to.

And then Joint Assembly dissolved.

Thereupon the Speaker of the House resumed the Chair.

Mr. Minor offered the following Resolution, viz:

Be It Resolved by the House of Representatives of the General Assembly of Kentucky:

That, the rules governing the House of Representatives of Kentucky during the Session of 1920 be and the same are hereby adopted as the rules of this House until new rules have been drafted and adopted by this House.

Said Resolution was agreed to.

Mr. Minor offered the following Resolution, viz:

Be It Resolved, by the House of Representatives of the General Assembly of Kentucky:

That, the Speaker is hereby authorized and empowered to appoint at once a committee of nine (9) Members to be known as the Committee on Agriculture.

Said Resolution was agreed to.

Thereupon the Speaker appointed Messrs. Lisle, D. D. Thornberry, Button, Rice, Light, Quarles, Amos, McMurtry and Powell as Members constituting said Committee.

Mr. Brown moved that the Rules be suspended and that he be permitted to introduce a bill.

Said motion was agreed to.

Mr. Brown thereupon introduced a bill of the following title which was ordered printed and referred to the Committee on Agriculture, viz:

H. B. 1. An act authorizing the formation of non-profit, co-operative associations, with or without capital stock, for the purpose of encouraging the orderly marketing of agricultural

products through co-operation; defining the various terms used therein; enumerating the activities and powers of such an association; prescribing the rights and privileges of membership; providing for articles of incorporation, declaring what they shall contain, manner of executing and filing, method of amending same; providing for by-laws and what they may contain; providing for method of election of directors, filling of vacancies; powers and duties of directors; Division into electing districts; appointment of executive committees and allotment of functions and powers; providing for officers, qualifications, election and functions; regulating issuance of membership certificates or stock and payment therefor; limiting personal liability of members for debts of association; regulating voting power of members and stockholders; authorizing issuance of preferred stock, with or without right to vote; and the retirement thereof; providing for removal of officers and directors; providing for referendum to members; providing for a marketing contract; and prescribing remedies for breach of contract, including liquidated damages, fees and all costs; authorizing injunction and general equitable remedies in the event of breach of agreement; stating presumption of control of products by landlords who have signed marketing agreements; providing for annual reports; providing that no provision of law in conflict with this act shall be construed as applying to such associations; providing that legal exemption of agricultural products in the possession of producers shall apply to such products in possession of, or under the control of, such associations; limiting the use of the word "Co-operative" in names for producers' co-operative marketing activities; and prescribing a penalty for violating such inhibition; permitting associations to organize other corporations or to own stock in other corporations; providing for agreements with other co-operative associations in this or other States and stating the purposes or reasons therefor; providing that associations heretofore organized may re-organize hereunder; making it a mis-

demeanor to induce a member to breach his marketing contract with the association, or spread false reports about it and prescribing a fine for each offence; making such offender liable to the association for a prescribed penalty therefor in a civil suit; providing liability to the association in a penal sum in certain cases for any person who knowingly solicits, persuades or permits any member of the association to breach his marketing contract; authorizing an injunction against such warehouseman; and providing for payment of all fees and costs; and setting out the reasons for such provisions; providing that no such association shall be deemed a conspiracy or an illegal combination of monopoly or in violation of any law of this State; and providing that marketing contracts shall not be considered illegal; providing that if any section of this act shall be declared unconstitutional, the remainder of the act shall not be thereby affected; providing that the general corporation laws of this State shall apply to such associations, except where inconsistent with express provisions hereof; providing for taxation respecting the association's shares and property; providing fees for filing articles of incorporation and amendments thereto; providing that this act may be hereafter indexed, and cited as "The Bingham Co-operative Marketing Act," and declaring an emergency to exist.

Mr. Minor offered the following resolution, viz:

Be It Resolved, by the House of Representatives:

That, the Speaker shall appoint a suitable committee from this House to draft suitable rules to govern the House of Representatives during the 1922 Session of which Committee the Speaker shall be ex-officio Chairman.

Said Resolution was agreed to.

Mr. Minor offered the following Resolution, viz:

Be It Resolved, by the House of Representatives of the General Assembly of Kentucky:

That, Clifford Thomas, who has been elected a janitor of this House, be and he is hereby made and designated Bill Clerk of the House under the supervision and direction of the Chief Clerk of this House, and it shall be his duty to receive all printed bills from the public printer, furnish a sufficient number thereof to pages for distribution to Members' desks, to keep the other printed bills on file in the bill room in an orderly fashion, numerically, and to perform such other duties relative to documents of the Clerk's office as the Chief Clerk may direct.

Said resolution was agreed to.

Mr. Nelson offered the following resolution, viz:

Be It Resolved by the House of Representatives:

That the white Ministers of Frankfort be invited to daily open this House with prayer, and be it further resolved that the Sergeant-at-Arms be authorized to arrange with them for their services.

Said resolution was agreed to.

Mr. Lawrence moved that the Speaker be authorized and empowered to appoint all standing committees of this House.

Said motion was agreed to.

A message was received from the Senate announcing that they had passed a Joint Resolution of the following Title, namely:

S. Res. 1. Joint Resolution authorizing and empowering

the Chief Clerk of the Senate and the Chief Clerk of the House of Representatives to employ stenographers.

Said Resolution is as follows, viz:

JOINT RESOLUTION authorizing and empowering the Chief Clerk of the Senate and the Chief Clerk of the House of Representatives to employ stenographers.

Be It Resolved by the Senate, the House of Representatives Concurring Therein:

That the Chief Clerk of the Senate and the Chief Clerk of the House of Representatives are respectively authorized and empowered to employ the following stenographers for their respective Houses, to-wit, Miss Annie Louise Deeds for the Senate and Mrs. Jane Addams Clay for the House, to aid them in the prompt and efficient dispatch of the business of their respective offices, and said stenographers so appointed shall each receive for their services the sum of eight dollars per day. The Chief Clerks of their respective Houses shall issue vouchers to the persons entitled to the same, and the Auditor of Public Accounts is directed to draw his warrants on the Treasurer in payment thereof out of any funds in his hands unappropriated.

Mr. Hamilton moved that the Rules be suspended and that said Resolution be taken up for consideration.

Said motion was agreed to.

Mr. Hamilton moved that the House do now concur in the said resolution.

Said motion was agreed to.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz:

Those who voted in the affirmative were—

Samuel W. Adams	H. C. Hawkins	H. Walter Pierce
R. M. Amos	Thos. O. Holder	S. R. Powell
B. C. Beckmann	N. T. Hopkins	R. I. Rice
C. W. Bennett	Frank J. Humbert	Arthur Saunders
J. E. Bickett	J. T. Jennings	David I. Scott
W. M. Boling	Lester Jeter	Lee L. Simons
J. F. Bosworth	Ira Jones	Reuben E. Skaggs
Thos. Bowman	H. R. Lawrence	George W. Smith
Berl Boyd	Leon P. Lewis	Ira D. Smith
W. R. Button	Martin Light	R. F. Stewart
Sam A. Cary	Rufus Lisle	Frank L. Strange
Chas. Chandler	C. C. May	H. V. Thompson
Lee Clark	Harry J. Meyers	Geo. F. Thompson
E. B. Cross	Harry B. Miller	H. Q. Thompson
J. C. Day	Claude D. Minor	Jas. H. Thompson
O. A. Denton	R. C. Moore	D. D. Thornberry
G. Givens Dixon	S. H. Moore	John M. Tinsley
A. W. Dorsey	Ed. P. Murrah	Garnett W. Tolin
G. Lucien Drury	B. A. Muster	N. I. Toombs
W. D. Duncan	C. D. McCaw	Chas. B. Truesdell
George W. Ellis	W. T. McGuire	John L. Trumbo
Emery L. Frazier	R. D. McMurtry	Oscar Vest
W. L. Gossett	E. E. Nelson	W. S. Wallen
Bryant Green	Chas. A. Nelson	W. D. Watkins
Ed. A. Gullion	D. A. O'Donovan	W. G. Wheeler
J. Edgar Hadden	C. C. Oney	J. B. Wicker
Arch L. Hamilton	James Park	T. C. Willis
Oscar P. Harvey	Brodie Payne	

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There voted in the negative—

David J. Howard —1

Charles J. Howes, Chief Clerk of the House, announced that there had been received by him and filed notice of contest and papers relative thereto in the following case, viz:

From the County of Breathitt—Bryce Cundiff, Contestant, versus James H. Johnson, Contestee.

Mr. Frazier offered the following resolution, viz:

HOUSE OF REPRESENTATIVES, GENERAL ASSEMBLY OF THE COMMONWEALTH OF KENTUCKY
1922 SESSION

BRYCE CUNDIFF ..... *Contestant*
vs.
JAMES H. JOHNSON ..... *Contestee*

RESOLUTIONS

A resolution authorizing the appointment of a committee to hear and to make recommendation to the House of Representatives regarding and concerning the contest for a seat in said House between the Hon. Bryce Cundiff, Contestant, and the Hon. James H. Johnson, Contestee.

WHEREAS there has been lodged with the Clerk of this House a notice and grounds of contest together with depositions for contestant, and contestee in the contest from the 79th Legislative District of Kentucky, in which the Hon. Bryce Cundiff is contestant, and the Hon. James H. Johnson is contestee for membership in this House; Now therefore be it resolved that a committee of nine members of this House composed of Messrs. Harry Miller, Reginald I. Rice, Oscar Vest, Arch L. Hamilton, W. T. McGuire, Rufus Lisle, J. C. Day, F. C. Vanhoose, Roy Huntsman be and they are hereby appointed as a Contest Committee for the hearing and determination of the contest hereinabove mentioned with instructions to hear said contest as speedily as possible and to report its findings to this House for action.

Said Committee is hereby authorized to summon witnesses to appear before it and to swear said witnesses and to reduce their testimony to writing and to enforce the attendance of such persons before said committee as it may deem necessary for the rightful determination of the said contest. Said committee is further authorized to procure the presence and services of a stenographer for the taking down of said

testimony if deemed advisable by said committee. This committee will give due notice of its sitting to hear said contest to both the Contestant and Contestee, and is hereby empowered with full authority to take all steps and adopt all reasonable measures necessary for the enforcement of the attendance of witnesses and for the doing of other acts which are necessary and proper in the rightful determination of said contest.

Mr. Hamilton moved that the consideration of said resolution be postponed and that said resolution be made a Special Order for tomorrow at ten-thirty o'clock A. M.

Said motion was agreed to.

Mr. Amos moved that the House of now adjourn.

Said motion was agreed to.

And then the House adjourned.

WEDNESDAY, JANUARY 4, 1922

The House was opened by prayer by the Rev. J. Howard Gibbons of the Protestant Episcopal Church of Frankfort.

The reading of the Journal of yesterday's proceeding was dispensed with.

Mr. Strange moved that Mr. Leibson be granted an indefinite leave of absence.

Said motion was agreed to.

Charles J. Howes, Chief Clerk, produced and read to the House the following message from ex-President Woodrow Wilson, viz:

Washington, D. C., January 3, 1922.

C. J. Howes, Chief Clerk of House of Representatives, Frankfort, Ky.

The message you were so kind as to send me on behalf of the Democratic members of the Kentucky House of Representatives gave me deep pleasure. Pray accept for yourself and convey to them my very, very warm greetings and say that each of my birthdays only makes me the more eager to serve our great party and through it the country and the world. WOODROW WILSON.

Mr. Minor moved that said message be made a part of the House Journal of today's Proceedings.

Said Motion was agreed to.

The hour of ten-thirty A. M. having arrived, the hour for the special order of the day, as provided by motion heretofore agreed to by the House to-wit on Tuesday, January the third.

The House took up for consideration a resolution introduced on January 3, by Mr. Frazier of the following title, viz:

A resolution authorizing the appointment of a Committee to hear and make recommendation to the House of Representatives regarding and concerning the contest for a seat in said House between the Hon. Bryce Cundiff, Contestant and the Hon. James H. Johnson, Contestee.

(For resolution see House Journal January 3.)

Mr. Hamilton offered the following amendment to said resolution, viz:

Amend by inserting in Line 7 after the word "house" the following "be drawn by the Clerk and who shall become and be."

Said Amendment was adopted.

Said resolution as amended was adopted.

The yeas and nays being taken thereon in accordance with provisions of the Constitution were as follows, viz:

Those who voted in the affirmative were—

Samuel W. Adams	Dr. H. M. Fultz	W. T. McGuire
R. M. Amos	Bryant Green	R. D. McMurtry
B. C. Beckmann	Ed. A. Gullion	E. E. Nelson
C. W. Bennett	J. Edgar Hadden	Geo. W. Newman
J. E. Bickett	Arch L. Hamilton	D. A. O'Donovan
W. M. Boling	Oscar P. Harvey	C. C. Oney
J. F. Bosworth	H. C. Hawkins	James Park
Thos. Bowman	Thos. O. Holder	Brodie Payne
Berl Boyd	N. T. Hopkins	H. Walter Pierce
John E. Brown	David J. Howard	Arch M. Quarles
W. R. Button	Frank J. Humbert	R. I. Rice
Sam A. Cary	Lester Jeter	Arthur Saunders
Chas. Chandler	James H. Johnson	David I. Scott
Lee Clark	S. B. Lane	Lee L. Simons
E. B. Cross	H. R. Lawrence	Reuben E. Skaggs
J. C. Day	Martin Light	George W. Smith
O. A. Denton	Rufus Lisle	Ira D. Smith
G. Givens Dixon	C. C. May	R. F. Stewart
A. W. Dorsey	Harry J. Meyers	Frank L. Strange
G. Lucien Drury	Harry B. Miller	Geo. F. Thompson
H. C. Duffy	R. C. Moore	H. Q. Thompson
W. D. Duncan	S. H. Moore	Jas. H. Thompson
George W. Ellis	Ed. P. Murrah	D. D. Thornberry
Mrs. M. E. Flannery	B. A. Muster	John M. Tinsley
Emery L. Frazier	C. D. McCaw	Garnett W. Tolin

N. I. Toombs	Oscar Vest	W. G. Wheeler	
Chas. B. Truesdell	W. T. Walker	J. B. Wicker	
John L. Trumbo	W. S. Wallen		
Fred C. Vanhoose	W. D. Watkins		—85

Those who voted in the negative were—

R. O. Huntsman	J. T. Jennings	—2

The Speaker then announced that the House would proceed according to law and pursuant to the provision of the resolution above set out to select by lot nine of its members to constitute a Board to determine a contest to the right to a seat in this House as Representative from the Counties of Breathitt and Lee, of Bryce Cundiff, Contestant, versus James H. Johnson, Contestee.

The names of the members present were written on separate pieces of paper, rolled and placed in a box by the Clerk in the manner provided by law, who, after the same had been well shaken, drew the names of nine Members of the House therefrom separately, which were opened and read aloud by the Speaker of the House, viz:

Messrs. Minor, Saunders, Mrs. Flanery, Smith, Day, Murrah, H. V. Thompson, H. C. Duffy and Thomas O. Holder.

Whom the Speaker declared selected as members of said Board.

Thereupon the said Members of said Board appeared at the bar of the House and took the oath of office as required by law.

Mr. H. Q. Thompson offered the following resolution, viz:

H. Res. 1. Resolution appointing Committee to investi-

gate the necessity of sending and maintaining State troops in the City of Newport, Ky.

Said resolution is as follows, viz:

JOINT RESOLUTION appointing a committee to investigate the necessity of sending and maintaining State Troops in the City of Newport, Ky.

WHEREAS, it appears from press reports and preliminary investigations which have been made by members of the General Assembly, acting as individuals, that upon orders from Governor E. P. Morrow, in the neighborhood of three hundred (300) State Troops were sent to the City of Newport about two weeks ago and are still being quartered there, supposedly for the purpose of maintaining law and order during a strike now prevailing between the employees and employers of the Newport Rolling Mill Company, against the advise of the civil authorities of the City of Newport and Campbell County, and at a tremendous daily cost to the taxpayers of the State of Kentucky and the humiliation of the good citizens of that county: and

WHEREAS, no lives were sacrificed prior or since the sending of the State Troops there, and no great acts of violence have been committed, and it is the opinion of the civil authorities of the City of Newport and Campbell County that they are amply able to cope with the situation and maintain law and order and protect the lives of its citizens; and,

WHEREAS, it further appears that the State Troops were sent and are being quartered there for the expressed purpose of subjugating the striking mill men in defeating the purposes of the strike, Therefore

Be it resolved by the General Assembly of the Commonwealth of Kentucky:

That the Speaker of the House of Representatives and President of the Senate are hereby empowered and directed

to appoint a committee to be composed of seven (7) Representatives and five (5) Senators, which shall make a thorough investigation of the advisability of sending and maintaining State Troops in the City of Newport.

The Committee hereby created is hereby empowered to compel attendance of witnesses, require the production of records, and to administer oaths to witnesses testifying during the course of the investigation. The committee is authorized to employ a stenographer who shall make a record of its proceedings and to incur such expense for stationary and transportation as may be reasonable and necessary.

Further, that said committee also shall report conditions as found to exist in and around the Newport Rolling Mill and report their findings to the General Assembly at the earliest possible date.

By H. Q. THOMPSON,
67th District.

Mr. O'Donovon moved that the rules be suspended and that said resolution be taken up for consideration.

Said motion was agreed to.

Said resolution was adopted.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz:

Those who voted in the affirmative were—

Samuel W. Adams	J. C. Day	Ed. A. Gullion
B. C. Beckmann	O. A. Denton	J. Edgar Hadden
C. W. Bennett	G. Givens Dixon	H. C. Hawkins
J. E. Bickett	A. W. Dorsey	S. B. Lane
W. M. Boling	G. Lucien Drury	H. R. Lawrence
Berl Boyd	George W. Ellis	Martin Light
John E. Brown	Mrs. M. E. Flannery	C. C. May
W. R. Button	W. L. Gossett	R. C. Moore
Lee Clark	Bryant Green	S. H. Moore

B. A. Muster	Lee L. Simons	Chas. B. Truesdell
C. D. McCaw	George W. Smith	Oscar Vest
W. T. McGuire	Ira D. Smith	Geo. C. Waggoner
D. A. O'Donovan	R. F. Stewart	W. T. Walker
C. C. Oney	Frank L. Strange	W. S. Wallen
Brodie Payne	H. V. Thompson	W. D. Watkins
H. Walter Pierce	H. Q. Thompson	W. G. Wheeler
Arch M. Quarles	D. D. Thornberry	T. C. Willis
R. I. Rice	Garnett W. Tolin	
Arthur Saunders	N. I. Toombs	—55

Those who voted in the affirmative were—

R. M. Amos	David J. Howard	S. R. Powell
J. F. Bosworth	R. O. Huntsman	David I. Scott
Thos. Bowman	J. T. Jennings	Reuben E. Skaggs
Sam A. Cary	Ira Jones	Geo. F. Thompson
Chas. Chandler	Wright Kelly	S. G. Thornberry
E. B. Cross	Rufus Lisle	John M. Tinsley
Emery L. Frazier	Ed. P. Murrah	John L. Trumbo
Arch L. Hamilton	R. D. McMurtry	Fred C. Vanhoose
Oscar P. Harvey	E. E. Nelson	J. B. Wicker
Thos. O. Holder	Geo. W. Newman	
N. T. Hopkins	James Park	—31

Mr. Trumbo presented a petition from the Members of Frank B. Smith Post No. 77 of the American Legion of Kentucky requesting the General Assembly of Kentucky to pass an adjusted compensation measure for the relief of all ex-service men and women of this State.

The Speaker announced that said resolution would be referred to the proper Committee when said Committee is appointed.

Mr. Lisle of the Committee on Agriculture, to which same had been referred, reported a bill of the following title, viz:

H. B. 1. An Act authorizing the formation of non-profit, co-operative associations, with or without capital stock, for

the purpose of encouraging the orderly marketing of agricultural products through co-operation;

Defining the various terms used therein;

Enumerating the activities and powers of such and association;

Prescribing the rights and privileges of membership;

Providing for articles of incorporation, declaring what they shall contain, manner of executing and filing, method of amending same;

Providing for by-laws and what they may contain;

Providing for method of election of directors, filling of vacancies; powers and duties of directors; division into electing districts; appointment of executive committees and allotment of functions and powers;

Providing for officers, qualifications, election and functions; regulating issuance of membership certificates or stock and payment therefor;

Limiting personal liability of members for debts of association;

Regulating voting power of members and stockholders;

Authorizing issuance of preferred stock, with or without right to vote; and retirement thereof;

Providing for removal of officers and directors;

Providing for referendum to members;

Providing for a marketing contract; and prescribing remedies for breach of contract, including liquidated damages, fees and all costs;

Authorizing injunction and general equitable remedies in the event of breach of agreement;

Stating presumption of control of products by landlords who have signed marketing agreements;

Providing for annual reports;

Providing that no provision of law in conflict with this Act shall be construed as applying to such associations;

Providing that legal exemption of agricultural products in the possession of producers shall apply to such products in possession of, or under the control of, such associations;

Limiting the use of the word "Co-operative" in names for producer's co-operative marketing activities; and prescribing a penalty for violating such inhibition;

Permitting associations to organize other corporations or to own stock in other corporations;

Providing for agreements with other co-operative associations in this or other States and stating the purposes or reasons therefor;

Providing that associations heretofore organized may reorganize hereunder;

Making it a misdemeanor to induce a member to breach his marketing contract with the association, or spread false reports about it and prescribing a fine for each offense;

Making such offender liable to the association for a prescribed penalty therefor in a civil suit;

Providing liability to the association in a penal sum in certain cases for any person who knowingly solicits, persuades or permits any member of the association to breach his marketing contract;

Authorizing an injunction against such warehouseman; and providing for payment of all fees and costs; and setting out the reasons for such provisions;

Providing that no such association shall be deemed a conspiracy or an illegal combination or monopoly or in violation of any law of this State; and providing that marketing contracts shall not be considered illegal;

Providing that if any section of this Act should be declared unconstitutional, the remainder of the Act shall not be thereby affected;

Providing that the general corporation laws of this State shall apply to such associations, except where inconsistent with express provisions hereof;

Providing for taxation respecting the association's stores and property;

Providing fees for filing articles of incorporation and amendments thereto;

Providing that this Act may be hereafter indexed, and cited as "The Bingham Co-operative Marketing Act."

And declaring an emergency to exist.

Mr. Waggoner moved that the House do now adjourn.

Said motion was agreed to.

And then the House adjourned.

THURSDAY, JANUARY 5, 1922

The House was opened with prayer by the Rev. J. Howard Gibbons of the Protestant Episcopal Church of Frankfort.

The roll was called and the following members answered to their names, viz:

Samuel W. Adams	A. W. Dorsey	J. T. Jennings
R. M. Amos	G. Lucien Drury	Lester Jeter
C. W. Bennett	H. C. Duffy	Ira Jones
J. E. Bickett	W. D. Duncan	James H. Johnson
W. M. Boling	George W. Ellis	S. B. Lane
J. F. Bosworth	Emery L. Frazier	H. R. Lawrence
Thos. Bowman	W. L. Gossett	Martin Light
Berl Boyd	Bryant Green	Rufus Lisle
John E. Brown	J. Edgar Hadden	C. C. May
W. R. Button	Oscar P. Harvey	Harry J. Meyers
Sam A. Cary	H. C. Hawkins	Harry B. Miller
Chas. Chandler	Thos. O. Holder	Claude D. Minor
Lee Clark	N. T. Hopkins	S. H. Moore
O. A. Denton	David J. Howard	Ed. P. Murrah

B. A. Muster
W. T. McGuire
R. D. McMurtry
E. E. Nelson
Chas. A. Nelson
Geo. W. Newman
D. A. O'Donovan
C. C. Oney
James Park
Brodie Payne
H. Walter Pierce
S. R. Powell
Arch M. Quarles
R. I. Rice
Arthur Saunders
David I. Scott
Lee L. Simons
Reuben E. Skaggs
George W. Smith
Ira D. Smith
R. F. Stewart
Frank L. Strange
H. V. Thompson
Geo. F. Thompson
H. Q. Thompson
Jas. H. Thompson
D. D. Thornberry
John M. Tinsley
Garnett W. Tolin
N. I. Toombs
Chas. B. Truesdell
John L. Trumbo
Fred C. Vanhoose
Oscar Vest
Geo C. Waggoner
W. T. Walker
W. S. Wallen
W. D. Watkins
W. G. Wheeler
J. B. Wicker
T. C. Willis

The reading of the Journal of yesterday's proceedings was dispensed with.

Mr. Bosworth moved that Mr. Richardson be granted an indefinite leave of absence.

Said motion was agreed to.

Mr. Lisle offered the following resolution, viz:

Resolved that the Printing Commissioner be authorized and empowered and hereby directed to have twenty-five copies of the Governor's message printed, wrapped and stamped and furnished each Member of the House ready for mailing.

Mr. Waggoner moved that the rules be suspended and that said resolution be taken up for consideration.

Said motion was agreed to.

Said resolution was adopted.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz:

Those who voted in the affirmative were—

Samuel W. Adams	J. T. Jennings	R. I. Rice
R. M. Amos	Ira Jones	David I. Scott
J. E. Bickett	Wright Kelly	Reuben E. Skaggs
J. F. Bosworth	S. B. Lane	George W. Smith
Thos. Bowman	H. R. Lawrence	Ira D. Smith
Chas. Chandler	Rufus Lisle	R. F. Stewart
Lee Clark	Harry J. Meyers	H. V. Thompson
E. B. Cross	Harry B. Miller	Geo. F. Thompson
G. Lucien Drury	Claude D. Minor	H. Q. Thompson
George W. Ellis	R. C. Moore	D. D. Thornberry
Emery L. Frazier	Ed. P. Murrah	John M. Tinsley
Dr. H. M. Fultz	C. D. McCaw	Garnett W. Tolin
Bryant Green	W. T. McGuire	N. I. Toombs
Ed. A. Gullion	R. D. McMurtry	Chas. B. Truesdell
J. Edgar Hadden	E. E. Nelson	John L. Trumbo
Arch L. Hamilton	Chas. A. Nelson	Geo. C. Waggoner
Oscar P. Harvey	Geo. W. Newman	W. T. Walker
Thos. O. Holder	D. A. O'Donovan	W. S. Wallen
N. T. Hopkins	James Park	J. B. Wicker
David J. Howard	S. R. Powell	
R. O. Huntsman	Arch M. Quarles	—61

Those who voted in the negative were—

W. M. Boling	H. C. Hawkins	Brodie Payne
Berl Boyd	Lester Jeter	H. Walter Pierce
W. R. Button	James H. Johnson	Arthur Saunders
A. W. Dorsey	Martin Light	Frank L. Strange
H. C. Duffy	C. C. May	W. D. Watkins
W. D. Duncan	S. H. Moore	W. G. Wheeler
Mrs. M. E. Flannery	B. A. Muster	T. C. Willis
W. L. Gossett	C. C. Oney	—23

Mr. Ira D. Smith offered the following resolution namely, viz:

Resolved that the State Tax Commission be and it is hereby directed to furnish each member of the General Assembly a report showing the following facts, to-wit:

A table showing in comparative columns, the assessed valuation of lands and improvements for each county in the State, for the years 1917 and 1921 respectively; and showing also the comparative increase in dollars and cents and the percentage of increase for each county.

Said resolution was agreed to.

The House took up for consideration from the calendar a bill of the following title, viz:

H. B. 1. An Act authorizing the formation of non-profit, co-operative associations, with or without capital stock, for the purpose of encouraging the orderly marketing of agricultural products through co-operation;

Defining the various terms used therein;

Enumerating the activities and powers of such and association;

Prescribing the rights and privileges of membership;

Providing for articles of incorporation, declaring what they shall contain, manner of executing and filing, method of amending same;

Providing for by-laws and what they may contain;

Providing for method of election of directors, filling of vacancies; powers and duties of directors; division into electing districts; appointment of executive committees and allotment of functions and powers;

Providing for officers, qualifications, election and functions; regulating issuance of membership certificates or stock and payment therefor;

Limiting personal liability of members for debts of association;

Regulating voting power of members and stockholders;

Authorizing issuance of preferred stock, with or without right to vote; and retirement thereof;

Providing for removal of officers and directors;

Providing for referendum to members;

Providing for a marketing contract; and prescribing remedies for breach of contract, including liquidated damages, fees and all costs;

Authorizing injunction and general equitable remedies in the event of breach of agreement;

Stating presumption of control of products by landlords who have signed marketing agreements;

Providing for annual reports;

Providing that no provision of law in conflict with this Act shall be construed as applying to such associations;

Providing that legal exemption of agricultural products in the possession of producers shall apply to such products in possession of, or under the control of, such associations;

Limiting the use of the word "Co-operative" in names for producer's co-operative marketing activities; and prescribing a penalty for violating such inhibition;

Permitting associations to organize other corporations or to own stock in other corporations;

Providing for agreements with other co-operative associations in this or other States and stating the purposes or reasons therefor;

Providing that associations hertofore organized may reorganize hereunder;

Making it a misdemeanor to induce a member to breach his marketing contract with the association, or spread false reports about it and prescribing a fine for each offense.

Making such offender liable to the association for a prescribed penalty therefor in a civil suit;

Providing liability to the association in a penal sum in certain cases for any person who knowingly solicits, persuades or permits any member of the association to breach his marketing contract;

Authorizing an injunction against such warehouseman; and providing for payment of all fees and costs; and setting out the reasons for such provisions;

Providing that no such association shall be deemed a conspiracy or an illegal combination or monopoly or in violation of any law of this State; and providing that marketing contracts shall not be considered illegal;

Providing that if any section of this Act should be declared unconstitutional, the remainder of the Act shall not be thereby affected;

Providing that the general corporation laws of this State shall apply to such associations, except where inconsistent with express provisions hereof;

Providing for taxation respecting the association's stores and property;

Providing fees for filing articles of incorporation and amendments thereto;

Providing that this Act may be hereafter indexed, and cited as "The Bingham Co-operative Marketing Act."

And declaring an emergency to exist.

Ordered that said bill be read the second time.

The Constitutional provision as to the second reading of said bill at length being dispensed with, it was read the second time by its title.

Ordered that said bill be placed in the orders of the day.

Mr. Minor moved that the House do now recess until Eleven-thirty O'clock A. M.

Said motion was agreed to.

The hour of eleven-thirty having arrived, the House was again called to order by the Speaker.

Mr. Minor moved that the House do now recess until two o'clock P. M.

Said motion was agreed to.

The hour of two P. M. having arrived the House was called to order again by the Speaker.

A message was received from the Senate announcing that they had passed a joint resolution of the following title, viz:

S. Res. 3. Resolution providing for copies of Governor's message for Governor.

Ordered that said resolution lie on Clerk's desk.

A message was received from the Senate announcing that they had passed a joint resolution of the following title, viz:

S. Res. 5. Joint Resolution creating contingent fund for the purpose of paying the expenses incurred by the Chief Clerk of the Senate and the Chief Clerk of the House of Representatives under the direction of their respective Houses, providing for the method of disbursing said funds, and providing for a report of expenditures under this resolution by said Clerks.

Said resolution is as follows, viz:

JOINT RESOLUTION creating contingent funds for the purpose of paying the expenses incurred by the Chief Clerk of the Senate and the Chief Clerk of the House of Representatives under the direction of their respective Houses, providing for the method of disbursing said funds, and providing for a report of expenditures under this resolution by said Clerks.

Be it resolved by the Senate and House of Representatives of the Commonwealth of Kentucky:

That for the purpose of paying such expenses as the Chief Clerk of the Senate of Kentucky is directed to incur by the Senate of Kentucky, there is hereby appropriated out of the general revenues of the State, as a contingent fund, the sum of Five Hundred Dollars ($500.00), and for the purpose of paying the expenses incurred by the Chief Clerk of the House of Representatives of the Commonwealth, under the direction of said House, there is hereby appropriated out of the general revenues of the State, as a contingent fund, the sum of Five Hundred Dollars ($500.00). Said respective funds shall be paid out on warrant of the Auditor, issued on requisition of the Chief Clerk of the Senate and of the House of Representatives, respectively.

The Chief Clerk of the Senate and the Chief Clerk of the House of Representatives shall, on the last day of this session of the General Assembly, file with their respective Houses an itemized statement of the expenditures made under authority of this resolution.

This resolution shall be effective upon its passage and approval by the Governor.

Mr. Charles A. Nelson moved that the rules be suspended and that said resolution be taken up for consideration.

Said motion was agreed to.

Mr. Strange moved that said resolution be now concurred in.

Said motion was agreed to.

The yeas and nays be taken thereon in accordance with the provision of the Constitution were as follows, viz:

Those who voted in the affirmative were—

Samuel W. Adams	N. T. Hopkins	Arch M. Quarles
R. M. Amos	J. T. Jennings	R. I. Rice
J. E. Bickett	Lester Jeter	Arthur Saunders
W. M. Boling	Ira Jones	David I. Scott
J. F. Bosworth	James H. Johnson	Reuben E. Skaggs
Thos. Bowman	Wright Kelly	George W. Smith
Berl Boyd	H. R. Lawrence	Ira D. Smith
Chas. Chandler	Martin Light	R. F. Stewart
Lee Clark	Rufus Lisle	Frank L. Strange
E. B. Cross	C. C. May	H. V. Thompson
O. A. Denton	Harry J. Meyers	Geo. F. Thompson
A. W. Dorsey	Harry B. Miller	D. D. Thornberry
G. Lucien Drury	Claude D. Minor	John M. Tinsley
H. C. Duffy	R. C. Moore	Garnett W. Tolin
W. D. Duncan	S. H. Moore	N. I. Toombs
George W. Ellis	C. D. McCaw	John L. Trumbo
Emery L. Frazier	W. T. McGuire	Fred C. Vanhoose
Dr. H. M. Fultz	R. D. McMurtry	Geo. C. Waggoner
W. L. Gossett	E. E. Nelson	W. T. Walker
Bryant Green	Chas. A. Nelson	W. S. Wallen
Ed. A. Gullion	Geo. W. Newman	W. D. Watkins
J. Edgar Hadden	D. A. O'Donovan	W. G. Wheeler
Arch L. Hamilton	C. C. Oney	J. B. Wicker
Oscar P. Harvey	Brodie Payne	T. C. Willis
H. C. Hawkins	H. Walter Pierce	
Thos. O. Holder	S. R. Powell	—76

A message was received from the Senate announcing that they had passed a bill of the following title, viz:

S. B. 1. An Act authorizing the formation of non-profit, co-operative associations, with or without capital stock for the purpose of encouraging the orderly marketing of agri-

cultural products through co-operation; defining the various terms used therein; enumerating the activities and powers of such an association; prescribing the rights and privileges of membership; providing for articles of incorporation declaring what they shall contain, manner of executing and filing, method of amending same; providing for by-laws and what they may contain; providing for method of election of directors, filling of vacancies; powers and duties of directors; division into electing districts; appointment of executive committees and allotment of functions and powers; providing for officers, qualifications, election and functions; regulating issuance of membership certificates or stock and payment therefor; limiting personal liability of members for debts of association; regulating voting power of members and stockholders; authorizing issuance of preferred stock, with or without right to vote; and the retirement thereof; providing for removal of officers and directors; providing for referendum to members; providing for a marketing contract; and prescribing remedies for breach of contract, including liquidated damages, fees and all costs; authorizing injunction and general equitable remedies in the event of breach of agreement; stating presumption of control of products by landlords who have signed marketing agreements; providing for annual reports; providing that no provision of law in conflict with this act shall be construed as applying to such associations; providing that legal exemption of agricultural products in the possession of producers shall apply to such products in possession of, or under the control of, such associations; limiting the use of the word "Co-operative" in names for producers' co-operative marketing activities; and prescribing a penalty for violating such inhibition; permitting associations to organize other corporations or to own stock in other corporations; providing for agreements with other co-operative associations in this or other States and stating the purposes or reasons therefor; providing that associations heretofore organized may re-organize hereunder; making it a misdemeanor

to induce a member to breach his marketing contract with the association, or spread false reports about it and prescribing a fine for each offence; making such offender liable to the association for a prescribed penalty therefor in a civil suit; providing liability to the association in a penal sum in certain cases for any person who knowingly solicits, persuades or permits any member of the association to breach his marketing contract; authorizing an injunction against such warehouseman; and providing for payment of all fees and costs; and setting out the reasons for such provisions; providing that no such association shall be deemed a conspiracy or an illegal combination or monopoly or in violation of any law of this State; and providing that marketing contracts shall not be considered illegal; providing that if any section of this act shall be declared unconstitutional, the remainder of the act shall not be thereby affected; providing that the general corporation laws of this State shall apply to such associations, except where inconsistent with express provisions hereof; providing for taxation respecting the association's shares and property; providing fees for filing articles of incorporation and amendments thereto; providing that this act may be hereafter indexed, and cited as "The Bingham Co-operative Marketing Act," and declaring an emergency to exist.

Which was ordered printed and referred to the Committee on Agriculture.

Mr. Meyers requested a leave of absence for tomorrow, January 6.

Which was granted.

Mr. Strange moved that this House do now adjourn.

Said motion was agreed to.

And then the House adjourned.

FRIDAY, JANUARY 6, 1922

The House was opened with prayer by the Rev. M. S. Clark of the Methodist Episcopal Church, South, of Frankfort.

The roll was called and the following members answered to their names, viz:

Samuel W. Adams	N. T. Hopkins	Arch M. Quarles
R. M. Amos	Frank J. Humbert	R. I. Rice
C. W. Bennett	J. T. Jennings	Arthur Saunders
J. E. Bickett	Ira Jones	Lee L. Simons
W. M. Boling	James H. Johnson	Reuben E. Skaggs
Thos. Bowman	H. R. Lawrence	George W. Smith
Berl Boyd	Leon P. Lewis	Ira D. Smith
W. R. Button	Martin Light	R. F. Stewart
Sam A. Cary	Rufus Lisle	Frank L. Strange
Lee Clark	C. C. May	H. V. Thompson
E. B. Cross	Harry B. Miller	Geo. F. Thompson
J. C. Day	Claude D. Minor	Jas. H. Thompson
O. A. Denton	R. C. Moore	D. D. Thornberry
A. W. Dorsey	S. H. Moore	John M. Tinsley
G. Lucien Drury	Ed. P. Murrah	Garnett W. Tolin
H. C. Duffy	C. D. McCaw	N. I. Toombs
W. D. Duncan	W. T. McGuire	John L. Trumbo
George W. Ellis	R. D. McMurtry	Fred C. Vanhoose
Mrs. M. E. Flannery	E. E. Nelson	Oscar Vest
Emery L. Frazier	Chas. A. Nelson	Geo. C. Waggoner
W. L. Gossett	Geo. W. Newman	W. T. Walker
Bryant Green	D. A. O'Donovan	W. S. Wallen
J. Edgar Hadden	C. C. Oney	W. D. Watkins
Arch L. Hamilton	James Park	W. G. Wheeler
Oscar P. Harvey	Brodie Payne	J. B. Wicker
H. C. Hawkins	H. Walter Pierce	T. C. Willis
Thos. O. Holder	S. R. Powell	

The reading of the Journal of yesterday's proceedings was dispensed with.

Ordered that Messrs. Lane, Fultz, Bosworth and Chandler be granted an indefinite leave of absence.

Mr. Minor offered the following resolution, viz:

Be it resolved by the House of Representatives:

That Tuesday, January 10, 1922, be and the same is hereby fixed as first regular Bill day for the introduction of Bills.

Said resolution was agreed to.

Mr. Wheeler offered the following resolution, viz:

Be it resolved by the House of Representatives:

That we invite Winter's String Band to furnish us with their splendid music when the House is ready for adjournment. We are to notify them at what time to be present.

Said resolution was agreed to.

Thereupon the Speaker appointed Mr. Wheeler as a Committee of one to present the Winter's String Band to the House.

After a time Mr. Wheeler appeared upon the floor of the hall of the House of Representatives and in an appropriate speech presented Mr. Winters with the String Band to the Members.

Mr. Lisle of the Committee of Agriculture to which the same had been referred reported a bill of the following title, viz:

S. B. No. 1. An Act authorizing the formation of non-profit, co-operative associations, with or without capital stock, for the purpose of encouraging the orderly marketing of agricultural products through co-operation; defining the various terms used therein; enumerating the activities and powers of such an association; prescribing the rights and privileges

of membership; providing for articles of incorporation, declaring what they shall contain, manner of executing and filing, method of amending same; providing for by-laws and what they may contain; providing for method of election of directors, filling of vacancies; powers and duties of directors; division into electing districts; appointment of executive committees and allotment of functions and powers; providing for officers, qualifications, election and functions; regulating issuance of membership certificates or stock and payment therefor; limiting personal liability of members for debts of association; regulating voting power of members and stockholders; authorizing issuance of preferred stock, with or without right to vote; and the retirement thereof; providing for removal of officers and directors; providing for referendum to members; providing for a marketing contract; and prescribing remedies for breach of contract, including liquidated damages, fees and all costs; authorizing injunction and general equitable remedies in the event of breach of agreement; stating presumption of control of products by landlords who have signed marketing agreements; providing for annual reports; providing that no provision of law in conflict with this act shall be construed as applying to such associations; providing that legal exemption of agricultural products in the possession of producers shall apply to such products in possession of, or under the control of, such associations; limiting the use of the word "Co-operative" in names for producers' co-operative marketing activities; and prescribing a penalty for violating such inhibition; permitting associations to organize other corporations or to own stock in other corporations; providing for agreements with other co-operative associations in this or other states and stating the purposes or reasons therefor; providing that associations heretofore organized may reorganize hereunder; making it a misdemeanor to induce a member to breach his marketing contract with the association, or spread false reports about it and prescribing a fine for each offence; making such offender liable to the associa-

tion for a prescribed penalty therefor in a civil suit; providing liability to the association in a penal sum in certain cases for any person who knowingly solicits, persuades or permits any member of the association to breach his marketing contract; authorizing an injunction against such warehouseman; and providing for payment of all fees and costs; and setting out the reasons for such provisions; providing that no such association shall be deemed a conspiracy or an illegal combination or monopoly or in violation of any law of this state; and providing that marketing contracts shall not be considered illegal; providing that if any section of this act shall be declared unconstitutional, the remainder of the act shall not be thereby affected; providing that the general corporation laws of this state shall apply to such associations, except where inconsistent with express provisions hereof; providing for taxation respecting the association's shares and property; providing fees for filing articles of incorporation and amendments thereto; providing that this act may be hereafter indexed, and cited as "The Bingham Co-operative Marketing Act," and declaring an emergency to exist.

Said Bill was read at length the first time and placed on the Calendar.

Mr. Lisle moved that the following Bill be recommitted to the Committee on Agriculture with leave to report at any time, viz:

H. B. 1. An act authorizing the formation of non-profit, co-operative associations, with or without capital stock, for the purpose of encouraging the orderly marketing of agricultural products through co-operation; defining the various terms used therein; enumerating the activities and powers of such an association; prescribing the rights and privileges of membership; providing for articles of incorporation, declaring what they shall contain, manner of executing and filing, method of amending same; providing for by-laws and

what they may contain; providing for method of election of directors, filling of vacancies; powers and duties of directors; division into electing districts; appointment of executive committees and allotment of functions and powers; providing for officers, qualifications, election and functions; regulating issuance of membership certificates or stock and payment therefor; limiting personal liability of members for debts of association; regulating voting power of members and stockholders; authorizing issuance of preferred stock, with or without right to vote; and the retirement thereof; providing for removal of officers and directors; providing for referendum to members; providing for a marketing contract; and prescribing remedies for breach of contract, including liquidated damages, fees and all costs; authorizing injunction and general equitable remedies in the event of breach of agreement; stating presumption of control of products by landlords who have signed marketing agreements; providing for annual reports; providing that no provision of law in conflict with this act shall be construed as applying to such associations; providing that legal exemption of agricultural products in the possession of producers shall apply to such products in possession of, or under the control of, such associations; limiting the use of the word "Co-operative" in names for producers' co-operative marketing activities; and prescribing a penalty for violating such inhibition; permitting associations to organize other corporations or to own stock in other corporations; providing for agreements with other co-operative associations in this or other states and stating the purposes or reasons therefor; providing that associations heretofore organized may re-organize hereunder; making it a misdemeanor to induce a member to breach his marketing contract with the association, or spread false reports about it and prescribing a fine for each offence; making such offender liable to the association for a prescribed penalty therefor in a civil suit; providing liability to the association in a penal sum in certain cases for any person who knowingly solicits, persuades or per-

mits any member of the association to breach his marketing contract; authorizing an injunction against such warehouseman; and providing for payment of all fees and costs; and setting out the reasons for such provisions; providing that no such association shall be deemed a conspiracy or an illegal combination or monopoly or in violation of any law of this state; and providing that marketing contracts shall not be considered illegal; providing that if any section of this act shall be declared unconstitutional, the remainder of the act shall not be thereby affected; providing that the general corporation laws of this state shall apply to such associations, except where inconsistent with express provisions hereof; providing for taxation respecting the association's shares and property; providing fees for filing articles of incorporation and amendments thereto; providing that this act may be hereafter indexed, and cited as "The Bingham Co-operative Marketing Act," and declaring an emergency to exist.

Said motion was agreed to.

Mr. Skaggs moved that when the House adjourn it be to meet on Monday, January 9, at one o'clock P. M.

Said motion was agreed to.

Mr. Lawrence moved that the House do now adjourn.

Said motion was agreed to.

Then the House adjourned.

MONDAY, JANUARY 9, 1922

The House was opened with prayer by Rev. J. C. Pelgrim, of the Northern Presbyterian Church of Frankfort.

The roll was called and the following members answered to their names, viz:

Samuel W. Adams	David J. Howard	Arch M. Quarles
R. M. Amos	Frank J. Humbert	R. I. Rice
B. C. Beckmann	R. O. Huntsman	J. L. Richardson
J. E. Bickett	J. T. Jennings	Arthur Saunders
W. M. Boling	Lester Jeter	David I. Scott
J. F. Bosworth	Ira Jones	Lee L. Simons
Thos. Bowman	James H. Johnson	Reuben E. Skaggs
Berl Boyd	Wright Kelly	George W. Smith
John E. Brown	S. B. Lane	Ira D. Smith
W. R. Button	H. R. Lawrence	R. F. Stewart
Sam A. Cary	Oscar Leibson	Frank L. Strange
Chas. Chandler	Leon P. Lewis	H. V. Thompson
Lee Clark	Rufus Lisle	Geo. F. Thompson
J. C. Day	C. C. May	H. Q. Thompson
O. A. Denton	Harry J. Meyers	Jas. H. Thompson
G. Givens Dixon	Harry B. Miller	S. G. Thornberry
A. W. Dorsey	Claude D. Minor	D. D. Thornberry
G. Lucien Drury	R. C. Moore	John M. Tinsley
H. C. Duffy	S. H. Moore	Garnett W. Tolin
W. D. Duncan	Ed. P. Murrah	N. I. Toombs
George W. Ellis	B. A. Muster	Chas. B. Truesdell
Mrs. M. E. Flannery	C. D. McCaw	John L. Trumbo
Emery L. Frazier	W. T. McGuire	Fred C. Vanhoose
Dr. H. M. Fultz	R. D. McMurtry	Oscar Vest
W. L. Gossett	F. E. Nelson	Geo. C. Waggoner
Bryant Green	Chas. A. Nelson	W. T. Walker
Ed. A. Gullion	Geo. W. Newman	W. S. Wallen
J. Edgar Hadden	D. A. O'Donovan	W. D. Watkins
Arch L. Hamilton	C. C. Oney	W. G. Wheeler
Oscar P. Harvey	James Park	J. B. Wicker
H. C. Hawkins	Brodie Payne	T. C. Willis
Thos. O. Holder	H. Walter Pierce	
N. T. Hopkins	S. R. Powell	

The reading of the Journal of yesterday's proceedings was dispensed with.

Mr. Richardson moved that Mr. Humbert be granted an indefinite leave of absence.

Said motion was agreed to.

Mr. H. V. Thompson sent to the Clerk's desk and had read the following communication, viz:

Frankfort, Ky., January 9, 1922.

To the House of Representatives, and attaches of the Kentucky General Assembly:

The Members of the House of Representatives and attaches of the Kentucky General Assembly and their families are invited to attend a Reception as the personal guests of the City of Frankfort, Kentucky, to be held at the Y. M. C. A. Building, in said City, at 8 o'clock P. M. on Monday, January 16, 1922.

This invitation is cordially extended by order of the Chamber of Commerce and citizens of Frankfort, Kentucky, at a meeting held January 5, 1922.

(Signed) CECIL FARMER,
Chairman, Committee on Invitations.

D. D. SMITH,
H. V. MCCHESNEY,
J. J. BRISLAN,
J. C. JONES,
Members.

Mr. Bosworth moved that said invitation be accepted.

Said motion was agreed to.

Mr. Charles A. Nelson offered a resolution of the following title, viz:

H. Res. 2. Resolution providing for the appointment of a Commission to investigate and report upon the condition at the Kentucky State Reformatory.

Mr. Charles A. Nelson moved that the rules be suspended and that said resolution be taken up for consideration.

Said motion was agreed to.

Mr. Hamilton moved that said resolution be referred to the Committee on Rules.

Said motion was agreed to.

Mr. Minor offered the following resolution, namely, viz:

Be It Resolved by the House of Representatives:

That this House resolve itself into a Committee of the Whole at 10:30 A. M. tomorrow, Tuesday, January 10, and that Hon. Aaron Sapiro be invited to address this House at said time.

Said Resolution was agreed to.

Mr. Waggoner moved that when a call is made tomorrow of the Counties and Representative Districts for the introduction of bills, each Member be permitted to introduce only one bill and no more for said day.

Mr. Lawrence moved that said motion be referred to the Committee on Rules.

Said motion was disagreed to.

The motion of Mr. Waggonner was then agreed to.

The House took up for consideration from the Calendar a bill of the following title, viz:

S. B. No. 1. An act authorizing the formation of non-profit, co-operative associations, with or without capital stock, for the purpose of encouraging the orderly marketing of

agricultural products through co-operation; defining the various terms used therein; enumerating the activities and powers of such an association; prescribing the rights and privileges of membership; providing for articles of incorporation, declaring what they shall contain, manner of executing and filing, method of amending same; providing for by-laws and what they may contain; providing for method of election of directors, filling of vacancies; powers and duties of directors; division into electing districts; appointment of executive committees and allotment of functions and powers; providing for officers, qualifications, election and functions; regulating issuance of membership certificates or stock and payment therefor; limiting personal liability of members for debts of association; regulating voting power of members and stockholders; authorizing issuance of preferred stock, with or without right to vote; and the retirement thereof; providing for removal of officers and directors; providing for referendum to members; providing for a marketing contract; and prescribing remedies for breach of contract, including liquidated damages, fees and all costs; authorizing injunction and general equitable remedies in the event of breach of agreement; stating presumption of control of products by landlords who have signed marketing agreements; providing for annual reports; providing that no provision of law in conflict with this act shall be construed as applying to such associations; providing that legal exemption of agricultural products in the possession of producers shall apply to such products in possession of, or under the control of, such associations; limiting the use of the word "Co-operative" in names for producers' co-operative marketing activities; and prescribing a penalty for violating such inhibition; permitting associations to organize other corporations or to own stock in other corporations; providing for agreements with other co-operative associations in this or other states and stating the purposes or reasons therefor; providing that associations heretofore organized may re-organize hereunder; making it a misdemeanor to in-

duce a member to breach his marketing contract with the association, or spread false reports about it and prescribing a fine for each offence; making such offender liable to the association for a prescribed penalty therefor in a civil suit; providing liability to the association in a penal sum in certain cases for any person who knowingly solicits, persuades or permits any member of the association to breach his marketing contract; authorizing an injunction against such warehouseman; and providing for payment of all fees and costs; and setting out the reasons for such provisions; providing that no such association shall be deemed a conspiracy or an illegal combination or monopoly or in violation of any law of this state; and providing that marketing contracts shall not be considered illegal; providing that if any section of this act shall be declared unconstitutional, the remainder of the act shall not be thereby affected; providing that the general corporation laws of this state shall apply to such associations, except where inconsistent with express provisions hereof; providing for taxation respecting the association's shares and property; providing fees for filing articles of incorporation and amendments thereto; providing that this act may be hereafter indexed, and cited as "The Bingham Co-operative Marketing Act," and declaring an emergency to exist

Ordered that said bill be read the second time.

The Constitutional Provision as to the second reading of said bill at length being dispensed with, said bill was read the second time by its title.

Ordered that said bill be placed in the Orders of the Day.

Mr. Brown moved that said bill be made a special order for tomorrow at 10:10 o'clock A. M.

Said motion was agreed to.

The Speaker laid before the House the following communication and report, viz:

LETTER OF TRANSMITTAL

To His Excellency,
Hon. E. P. Morrow,
and the Members of the Legislature.

Gentlemen:

I take pleasure in transmitting to you the report of the President of the University, which is the result of the deliberations of the Board of Trustees regarding the needs of the University. In our opinion, the times are such as to require the most careful consideration of the needs of the University and the manifestation of a liberal policy toward them on the part of the Legislature. We, therefore, trust that you will give to this report the careful reading and thought that it deserves.

Respectfully,

RICHARD C. STOLL,

December, 1921. *Chairman, Executive Committee.*

REPORT OF THE UNIVERSITY OF KENTUCKY

I. IN GENERAL

The past two years have been ones of real progress in the life of the University of Kentucky. The irregularities of instruction and attendance due to the war have passed, the staff of the University has been maintained in number and quality and some progress has been made in the repairs and betterment of the plant. A fine spirit of co-operation prevails in the institution and a more sympathetic spirit toward the University has developed in the State. Notwithstanding this satisfactory situation the pressure upon buildings, staff

and funds has reached the point where adequate provision must be made for present growth and future expansion.

In my report for the biennium, 1917-1919, I called attention to the service the University had rendered in the Great War by contributing approximately 1,100 men to the Army and Navy from its student and alumni body and training 2,000 more for the various services without additional cost to the State. The report of this year cannot present such an outstanding statement, but in the course of these pages the activities and needs of the University will be presented in as brief form as possible.

At the meeting of the last Legislature, I suggested that attendance upon the University would reach 1,600 regular college students in 1924. The figures of the Registrar show that on November 25, 1921, there were 1,467 college students. This number will increase to 1,600 by the end of this year, and the estimate made two years ago, will be met two years in advance of the figures given in that report.

II. Student Attendance

In the tables presented by the Registrar for 1920-1921, there were 2,425 students of all kinds in attendance at the University during the year.

SUMMARY OF STUDENTS 1920-1921

Candidates for Degrees:

	Arts & Sciences	Agr.	Eng.	Law	Totals
Graduates	18	5	1	0	24
Seniors	66	27	41	17	151
Juniors	89	46	57	15	207
Sophomores	183	58	94	30	365
Freshmen	250	111	131	20	512
	606	247	324	82	1,259

	Arts & Sciences	Agr.	Eng.	Law	Totals
Not Candidates for Degrees:					
Special Students	31	10	11	3	55
Short Course in Agriculture		97			97
Short Course in Home Econ.		26			26
Eight Weeks' Course in Min. Eng			60		60
Students in Extension Courses					475
Unclassified Students	15	3			18
Vocational Specials		6	14		20
Summer Session					316
	46	142	85	3	1,067
Totals	652	389	409	86	2,326
Model Training High School					99
Grand total					2,425

As these figures are for the last academic year at the time of this report an estimate of attendance for 1921-1922 follows as a means of further gauging the growth of the University.

SUMMARY OF ATTENDANCE 1921-1922

Candidates for Degrees:	
Graduate Students	35
College of Arts and Sciences	730
College of Agriculture	255
College of Engineering	375
College of Law	72
Total	1,465
Not Candidates for Degrees:	
Short Courses	350
Summer Session 1921	491
Vocational Government Students	70
Extension Correspondence Courses	661
Total	1,572
Grand total 1921-1922	3,037

Further analysis as shown by the chart printed below shows the growth of the student body over a period of 12 years clearly indicating an increasing attendance that will test the capacity of buildings and equipment in the near future with the very best that this legislative session can do.

In addition it must be said that the University of Kentucky is distinctly serving the State, for 85% of the student body comes from the State with representation from 115 of the 120 counties.

The Housing Problem

The situation continues in much the same way as reported two years ago. Economic conditions have brought down rents for rooms in private homes and the construction of a dormitory for men will provide housing for 104 men. This building, however, under Chapter LXVII of the session laws 1920, will be occupied by ex-service men. In consequence the University will be required to maintain the dormitory without income. The rents for the building should amount to $9,000 annually and the cost of operation will reach $2,500 annually, making a loss of $11,500 in rents and operating costs. However, the number of ex-service men in the University will decline each year. Under the law referred to above the University has granted remission of fees to 411 men in 1919-20 and 432 men in 1920-21, increasing the costs of this law to the University by $12,350, or a total cost of nearly $25,000 since the law went into effect.

No appropriation was made to meet this additional cost and loss of revenues.

During the last year the University bought a residence, now known as Smith Hall, for use as a dormitory for women. The amount of the purchase and the repairs brought the expenditure up to $30,000. With this building the University can house 190 women.

Patterson Hall	125
Smith Hall	37
Maxwell Hall (leased)	28
Total	190

There are now 475 women in attendance upon the University living in dormitories, sorority houses, lodgings and at

home. More than 100 were turned away from the University and as many more did not come when told the University could not provide housing facilities for them. It is a discouraging fact that carries with it a vast amount of obligation on the part of the State to make adequate provision for its women students at the University.

IV. Activities of the University

Additional statements must be made to bring the full scope of the University activities before the reader of this report. The Agricultural Extension Division conducted many farmers' meetings as well as Boys' and Girls' Club work in co-operation with the County and Home Demonstration Agents. As nearly as can be estimated there were 20,000 boys and girls enrolled in the Club work while the meetings conducted by the division touched not less than a quarter of a million people.

In commenting upon the activities of the University other than those of instruction, a brief list may at any rate concentrate attention upon the many things the University is doing.

1. College of Arts and Sciences

This college is the center of University instruction in that it provides the instruction for all colleges in Botany, Chemistry, Geology, Economics, English, Languages, Mathematics, Physics and Zoology.

(a) University Extension

(1) A work that is to be distinguished from Agricultural Extension in that it has no State or Federal appropriation and deals with an entirely different type of activity in the form of correspondence courses and lectures.

(2) Correspondence students 1921 661
Number of lectures given 1921 125

(3) Conduct of high school debating and oratorical contests.

(b) Co-operation with Federal Government and State Department of Public Instruction in carrying on instruction in Hygiene and Public Health in the schools of the State.

(c) Co-operation with State Vocational Educational Board in preparing teachers for Smith-Hughes schools.

2. Engineering College

(a) Investigation of oil shales carried on by the Department of Mines and Metallurgy.

(b) Investigation of carburetors and gasoline consumption of motor cars.

(c) Highway Laboratory at the University.

(1) Tests for State Road Department.

TESTS FOR STATE ROAD DEPARTMENT

	1920		1921	
	No. Tests	% Failed	No. Tests	% Failed
Rock	99	10%	174	25%
Sand	50	40%	138	24%
Gravel	17	12%	112	10%
Cement	41	10%	153	5%
Rock asphalt	48	0%	695	6%
Road oil	33	36%	27	22%
Cul. Pipe	59	15%	34	35%
Slag	5	40%	9	33%
Concrete	13	50%	174	34%
Tar	22	9%	72	3%
Cover material	12	25%	43	33%
Brick	4	0%	7	57%
Asphalt	0	0%	5	20%
Steel	1	0%	5	0%
Total	404 Ave.	15%	1,648	14%

The above table includes tests made on material for both State and Federal projects.

The high percentage of failures, in many cases, was due to the fact that the investigations included local material that was found unfit for use.

SPECIAL TESTS MADE FOR CITIES, COUNTIES OR INDIVIDUALS

	1920	1921
Rock	6	5
Sand	1	17
Cement	1	13
Rock asphalt	12	16
Road Oil	6	17
Asphalt	1	7
Concrete	0	8
Gravel	0	3
Brick	0	2
Cul. Pipe	0	3
Total	27	91

Special investigation has been under way for some time in the laboratory on the use of rock, gravel and sand as aggregates for concrete, for the purpose of determining if it were possible to use local material which has heretofore been considered as worthless in making concrete.

Special tests have been made on road oil and rock asphalt for the purpose of standardizing certain tests on these materials.

Special tests have also been made on sand and cement for the purpose of determining what strength should be developed at the end of three days of curing and how it should compare with the strength at seven and twenty-eight days.

3. College of Agriculture

(a) The college.

(1) Co-operation with State institutions in investigation of diets of inmates.

(2) Co-operation with Federal Government in establishing and maintaining Vocational School for rehabilitated soldiers.

(b) Experiment Station.

The work of the Experiment Station during the past year has been very effective and real progress has been made in the various phases of investigation. Approximately seventy projects, if sub-projects are included, are now in force. Each one deals with some particular phase of work that is of importance to the progress of agriculture in the State.

(1) Studies in the cause and correction of sterility in the stallion and mare have made excellent progress this year through the co-operation and interest of the various breeders. These investigations have resulted in very valuable scientific data and have reached a point where we are able to see most valuable and practical results. Many bacteriological examinations have been made and the bacteria definitely identified. Methods for the measurement of the degree of sterility have been worked out and the first steps taken in methods of correction. The successful solving of this problem would mean many hundred thousands of dollars to the breeders of the State.

(2) One of the most interesting investigations to the farmers of the Bluegrass that has been carried on by the Experiment Station is the study of the root rot in tobacco. The cause of this trouble has been definitely ascertained and through selection the Experiment Station has developed several strains of burley that are almost 100 per cent resistant and which at the same time give a leaf of good quality. Several plantings of the most promising strains have been made in several sections of the State during the past year. The reports on same have been uniformly good. It is expected that within another year or two, the Experiment Station will be in position to widely distribute seed of the best of these new strains.

(3) Experiments in the feeding of beef and swine have been continued. These have an important bearing upon one of our leading industries. During the year, a test of the com-

parative feeding value of sorghum versus corn silage was completed. This test showed that corn silage was more economical than sorghum silage for beef production.

(4) Experiments in swine feeding have considered practically all methods of feeding. In this work, the economy of hogging down corn and the use of tankage in the self-feeder have been clearly demonstrated. The increase of these practices among farmers of the State may easily mean a cheapening of our cost of pork production to the extent at least of a million dollars annually.

(5) A comparatively large number of investigations are now being carried on in farm economics. Special attention should be called to the investigations in the cost of producing farm products, particularly the tobacco crop. These have given the farmers of the State a definite measure of their costs and a basis on which to determine a proper return for their products. Investigations are being made on the marketing of milk in Lexington and the methods of marketing bluegrass seed. The department of farm economics is now assisting the hemp seed growers in bringing about an effective marketing organization. Of peculiar interest at the present time is the investigation in the methods of grading tobacco carried on by the Experiment Station in co-operation with the United States Department of Agriculture. As a result of this work, it is expected that we shall be able to lay down definite methods of tobacco grading which will be accepted by the farmer as well as by the buyer and which will become standard through action of the federal Department of Agriculture.

(6) The investigations in poultry, nutrition, bacteriology, agronomy and animal husbandry are all worthy of mention. Details of this work may be found in the thirty-third annual report of the Director of the Experiment Station.

In closing the report on the work of the Experiment Station, attention is directed to the very large volume of regulatory and control work carried on during the past year. This

work is of very great value to our farmers. Many communications have been received indicating a saving of from five to fifteen dollars a ton on feeds through the following of our recommendations. This work has required a great deal of laboratory work and in many instances much research to establish methods. As an indication of the volume of this work, the Public Service Laboratories during the past eleven months have sent out 28,463 containers and made 25,117 examinations and analyses.

(c) Extension Division.

The Extension Division is an integral part of the College of Agriculture and has to do with non-resident education in the State. Its progress during the past year has been most satisfactory and especially so when it is considered that during the period hard times have prevailed on the farm and there has been an inclination to discard many kinds of public expenditure.

(1) During the year, the number of county agents has increased 20 per cent, and the number of home demonstration agents 25 per cent. Particular attention has been given to the systematization of work in counties with the view that extension endeavor to be effective must touch the farm as a whole. Every type of work that has been organized has that purpose in view.

(2) The Junior Club Work has been particularly gratifying. The enrollment of boys and girls has increased from 6,000 last year to 20,097 for the current year. Twenty-three encampments were held during the summer during which period instruction was given in the elements of agriculture and in good citizenship to over two thousand boys and girls in the State. Junior Week was held at the University to further the interest of boys and girls in the future of Kentucky farms. Twenty-three livestock juding teams and ten girls'

demonstration teams entered into competition at the last State Fair to determine which county as represented by teams had profited the most by their studies during the year.

(3) Community breeding or standardization work in poultry has shown rapid progress during the year. Over 597,500 eggs from purebred poultry were distributed among persons who had previously raised only mongrel poultry. Culling demonstrations to the number of 738 were held during the year and the unprofitable hens eliminated. This work has been carried on in 67 counties in the State.

(4) Work in horticulture and truck crops has been very much increased during the year. For example, 1,223 demonstrations in the use of better seed potatoes, disease control, tuber-unit selection, were carried on with potatoes. This may be given as an example for similar lines of work which have been carried on with other crops.

(5) Through dairy extension, farmers are being acquainted with the possibilities of the dairy industry and the correct methods of handling dairy products. This work is having an effect upon the State for the dairy industry has increased approximately 300 per cent within two years.

(6) The work in animal husbandry has shown a very great increase. A single example will show the economic importance of extension activity. The Extension Division was directly instrumental in causing the purchase of 300 purebred rams to be used in flocks of sheep where only scrub rams had been used previously. One field agent demonstrated with over 8,000 sheep, separating those that were profitable from the unprofitable. The culls varied from 40 per cent in western Kentucky to 10 per cent in the Bluegrass. Two cars of lambs of similar grade were shipped to the Louisville market. One carload was docked and castrated in accordance with our instructions, the other was not. Out of the second car, there were 60 discards while out of the first car only two were discarded. The discards brought 7½ cents a pound while the

first grade brought 12½ cents, indicating an increased value in the use of the methods advocated of 200 to 250 dollars per car.

In this brief report, no attempt has been made to take up in distinct form the work of the county agents or of the home demonstration agents. Its magnitude is such as precludes even a brief mention of their activities. However, it may be stated that the work of the county agents has never been upon as strong a basis nor has as much definite work been done for the farmers and farm women of the State.

Reports for the past year show that the valuation to the State of the work carried by these agents in co-operation with farmers amounted to more than a million dollars, and extension activities as a whole may be conservatively estimated as having added to the wealth production of the State to exceed a million and a half dollars.

IV. The Cost of Operation

The University is operated under a budget system and the books audited annually by the Marwick-Mitchell Company of Chicago and St. Louis. The statement which follows is condensed from the annual reports of the Business Agent.

1. Report of Business Agent

The report of the Business Agent is summarized under the heads of General Fund, Experiment Station, Extension and Patterson Hall Funds. The General Fund bears all the burden of the general conduct of the University. These statements are taken from the annual audits of the Marwick, Mitchell & Company and are certified by them as to their correctness. The financial accounts appear under the following heads: (1) General Balance Sheets, (2) General Fund Account, (3) Experiment Station Fund, (4) Extension Fund, 5) Patterson Hall Fund.

(a) General Balance Sheets Biennial Period 1919-21

ASSETS:		
Current Fund:		
Current and working assets	$116,818.13	$222,133.26
Prepaid insurance	33,760.01	33,744.20
Total general fund assets	$150,578.14	$255,877.46
Endowments, bequests, etc.:		
Land grant	$144,075.00	$144,075.00
Peabody endowment	40,000.00	40,000.00
Sundry funds	2,711.31	1,272.49
Total endowments	$186,786.31	$185,347.49
Real estate, buildings, equipment, etc.:		
University	$1,254,408.65	$1,415,646.06
Experiment Station	472,636.92	480,085.13
Total real estate, buildings, equipments	$1,727,045.57	$1,895,731.19
Total assets	$2,064,410.02	$2,336,956.14
LIABILITIES:		
General fund	$64,441.47	$263,508.44
Due trust company	40,000.00	40,000.00
Total general liabilities	$104,441.47	$303,508.44
Capital of University:		
Investments in real estate—		
Buildings, equipment, etc.	$1,773,182.24	$1,848,100.21
Endowments funds	186,786.31	185,347.49
Total capital	$1,959,968.55	$2,033,447.70
Total liabilities	$2,064,410.02	$2,336,956.14

(b) General Fund Income and Expenditures for the Years 1919-1921

FOR THE YEAR ENDED JUNE 30, 1920

INCOME:		
Federal appropriation		$42,750.00
Federal Vocational Educational Board		20,727.03
General Education Board		3,600.00
State tax		371,039.98
Student fees	$35,079.90	
Less—fees applicable to student activities	1,627.42	
		$33,452.48

Interest on endowment bonds		8,644.50
Miscellaneous		3,533.46
Gross income		$483,747.45
Expenditures:		
Administration and general	$175,387.35	
Educational:		
College of Arts and Sciences	152,187.90	
College of Engineering	62,836.96	
College of Agriculture	42,888.64	
Miscellaneous departments	39,878.70	
Total expenditures		$473,179.55
Excess of income over expenditures		10,567.90

FOR THE YEAR ENDED JUNE 3, 1921

INCOME:

Budget:		
Federal appropriation		$42,750.00
State tax		365,986.59
State special agricultural appropriation		30,000.00
Federal Vocational Educational Board		23,000.58
Federal Social Hygiene Board		11,100.00
General Education Board		3,850.00
Student fees	$48,488.82	
Less—fees applicable to student activities	10,261.73	
		$38,227.09
Interest on endowment bonds		8,644.50
Miscellaneous		3,620.44
Total		$527,179.20
Special:		
State—		
Special engineering appropriation	$30,000.00	
State—		
Men's dormitory appropriation	75,000.00	
		$105,000.00
Gross income		$632,179.20

EXPENDITURES:

Administration and general	$135,856.76	
Educational:		
College of Arts and Sciences	190,271.20	
College of Engineering	78,137.32	

College of Agriculture	54,883.86	
Miscellaneous departments	52,616.93	
Total	$511,766.07	
Special	142,607.25	
Total expenditures		$654,373.32
Excess of expenditures over income		*22,194.12

*To be credited by income from 1921-1922 special engineering appropriation anticipated $12,486.88
Smith Hall—purchase and equipment 25,120.37

Total $37,607.25

EXPERIMENT STATION

INCOME:

	1919-1920	1920-1921
Hatch	$15,000.00	$15,000.00
Farm sales	41,356.14	38,974.04
Fertilizer fees	47,138.75	35,369.25
Public service	18,000.00	18,000.00
Feed fees	54,079.45	37,971.65
Adams fund	15,000.00	15,000.00
Hog cholera serum	26,751.75	14,510.39
State appropriation	50,000.00	50,000.00
Creamery license	4,357.83	5,248.42
Miscellaneous	5,000.00	
Balance	61,224.36	75,295.77
Total	$337,908.28	$305,369.52

EXPENDITURES:

Hatch and Adams fund	$30,000.00	$30,000.00
State fund	50,000.00	50,000.00
Public service	14,231.46	19,475.05
Feed control	66,559.33	43,035.85
Fertilizer control	72,687.66	50,096.92
Farm sales	22,583.53	59,925.02
Hog cholera work	33.60	5,572.96
Creamery inspection		
Miscellaneous	734.16	4,327.64
Balance	75,295.77	38,326.40
Total	$337,908.28	$305,369.52

EXTENSION FUNDS

INCOME:	1919-1920	1920-1921
Federal Smith-Lever	$123,872.34	$118,955.57
State Smith-Lever	113,872.34	108,955.57
Federal supplementary		52,720.44
State supplementary		52,720.44
County and other funds	6.000.00	9,726.41
Total income	$243,744.68	$343,078.43

EXPENDITURES:	1919-1920	1920-1921
Salaries	$178,200.14	$235,628.00
Travel	53,959.16	91,105.23
Printing, postage, labor, etc.	11,585.38	16,345.20
Total expenditures	$243,744.68	$343,078.43

PATTERSON HALL

Income, all sources	$30,333.09	$38,757.77

EXPENDITURES:		
Labor and direction	$5,768.55	$7,700.59
Food	19,925.57	17,127.23
Repairs and renewals	3,649.71	2,324.90
Other expenses, light, heat, etc.	8,293.25	9,122.06
Total	$37,637.08	$36,274.78
Excess of expenditures over income	$7,303.99	
Excess of income over expenditures		$2,482.99

(c) GROWTH OF CAPITAL INVESTMENT

Under this head the Board of Trustees is able to report a remarkable accomplishment. During the period from 1917 to 1921 there was an actual increase in the value of the University plant of $396,266.73. This sum of investment is distributed in buildings, roads, and the purchase of real estate. Inadequate provision for repairs over a period of years had resulted in the breakdown of the plant at many points. To-

day the University plant is in excellent condition. The expenditures referred to above are classified as follows:

1.	Purchase of real estate:	
	General University	$39,217.41
	Experiment Station	13,279.00
2.	Buildings reconstructed:	
	President's residence, Neville, Administration White Halls, heating plant, etc.	135,523.80
3.	Buildings—new:	
	General University	36,974.93
	Experiment Station	24,322.51
4.	Equipment and apparatus	105,431.94
	Experiment Station	24,322.51
5.	Walks, roads and sewers	7,446.92
	Total	$396,266.73

It must be pointed out that of this amount $65,021.00 was paid from Agricultural Experiment Station Funds; $12,000.00 from federal funds and the balance from the general funds. The growth of student body, increase of faculty and the expansion of operating expenses make it impossible to pay for betterments in the future from the general fund.

(d) Special Appropriations

In response to the request of the University the Legislature at the last session made three special appropriations for various purposes. One was for a Men's Dormitory to the amount of $150,000.00, the second $60,000.00 for engineering equipment and the third $60,000.00 for agricultural instruction.

The dormitory is completed and will be ready for occupation February 1, 1922. The contract was let to the J. T. Jackson Co., of Lexington, at $135,000, without heating and plumbing. The second item was expended for engineering equipment and the establishment of first-class wood and machine shops, while the third item of $60,000 was used to maintain added instruction in the College of Agriculture during the past two years. All of these sums have been received and

expended as provided in the law. The result has been to give the University a fireproof dormitory of the very best construction and a well equipped shop for engineering instruction.

V. Comparative Study of Expenditures

The discussion of this part of the report should be supplemented by the history of the University into which it is not possible to go to any great length. In 1865 the funds provided for by the federal government were given to Kentucky University under the control of the Christian denomination. This arrangement continued until 1878 when the State College of Agriculture and Mechanical College was established under State control. Until 1908 the institution continued under this name when it was designated State University, Lexington, Kentucky, and in 1916 the name was changed to the University of Kentucky. In consequence the University has borne the name of University for the short period of 13 years. Until 1920 no appropriations had been made for building since 1908, though the income of the University doubled since 1916, the student population was three times as large as it was in 1908, while other demands upon the University have grown rapidly.

Comparisons with other states have value only as they throw light upon the educational problems of Kentucky. It is worth noting the situation from the facts thus gleaned from other states. To do this, charts have been prepared that bring out the facts in graphic form. The U. S. Bureau of Education in its bulletin No. 55—1917 shows a table of the value of university plants in 1917. In this chart the University appears well down the list and in the past four years most of the states have increased their investments by large amounts.

A similiar table from the same source shows the cost of higher education in the different states for each person in the

population. The amount spent for such purposes in Kentucky was 26 cents per person with only seven states spending less.

VI. The University Commission

It was these facts together with the needs of the University that led the Board of Trustees in their meeting in February, 1921, to adopt a resolution leading to the creation of the University Commission for the purpose of securing an unbiased study that would lead to definite recommendations. In May, 1921, the Commission consisting of John F. Hager, Ashland; George E. Engel, Covington; W. K. Stewart, Louisville; D. W. Gardner, Salyersville; Stanley Reed, Maysville; B. F. Forgey, Ashland; Harry Giovannoli, Lexington; Lewis Humphrey, Louisville; F. M. McKee, Versailles; Newton Bright, Eminence; Charles H. Ellis, Sturgis; Clem S. Nunn, Marion; George Colvin, Frankfort; W. T. Fowler, Frankfort; J. F. Bosworth, Middlesboro; J. D. Mocquot, Paducah; McKenzie Moss, Bowling Green; Rainey T. Wells, Murray; E. L. Harrison, Lexington, and E. H. Woods, Pageville, visited the University at Lexington and then proceeded to Columbus, Ohio, afterwards visiting LaFayette, Indiana; Madison, Wisconsin, and Urbana, Illinois, where they inspected the plants of the University of Ohio, Purdue University, University of Wisconsin and the University of Illinois. Upon their return the Commission issued the following statement to the people of Kentucky:

Report of the University Commission

To the People of Kentucky:

The Board of Trustees of the University of Kentucky undoubtedly has at heart the interests of the people of Kentucky. They feel that the development of Kentucky industrially, agriculturally, and educationally depends in no small

measure upon the maintenance of a high grade State University where the youth of our State may have educational advantages equal to the best. For years the University of Kentucky has been in the rear of the procession. The time has come for a step forward, the more so because Kentucky cannot advance as far as it should unless there is turned back into her population a steady flow of young men and women who have had training in business and professional fields. Contemplating the matter seriously, the Board of Trustees asked a number of citizens to make a journey of inspection to the Universities of Ohio, Indiana, Wisconsin, and Illinois, and to report their findings, after studying the conditions in the University of Kentucky, to the people of the State. In accordance with that request, this commission made a visit of a week's duration to the universities above referred to.

From this survey of these universities, this commission found a great variation in the character of work done and the funds provided for carrying it out.

For the year ending July 1, 1921, a tax of $2,000,000 was levied for Ohio State University, for Purdue $900,000, Wisconsin $3,000,000, Illinois $2,500,000, and Kentucky $400,000. The legislatures of the States of Ohio, Indiana, Illinois and Wisconsin during their present sessions have materially increased the figures given above for the coming biennium so that these institutions will have from their States increases varying from 30 to 60 per cent.

Kentucky excels these States in natural resources and this Commission is of the opinion that their superior industrial and agricultural development is largely traceable to the intensive training provided for their citizens by the excellently equipped state institutions. Compare their University budgets with that of Kentucky. Indiana with an assessment roll of five billions, 100 per cent valuation plans placing a million and a half at the disposal of Purdue and a like amount for the University of Indiana. Wisconsin with the same area as Kentucky, practically equal population and with $2,500,-

000,000 upon its assessment roll as compared with Kentucky's two billion and a quarter freely furnishes more than seven times the amount for University work. Wisconsin expends $1.14 per capita, Indiana 70c; Ohio 38c; Illinois 38c and Kentucky 14c.

Illinois has already invested $9,000,000 in its plant; Ohio $7,000,000; Wisconsin $9,000,000; Purdue $2,400,000 and Kentucky $1,250,000.

With the exception of a shop erected during the war from federal funds, no new construction has been carried out during the past ten years at the University of Kentucky, while these institutions just to our north have new modern buildings and contemplate further construction at once. Purdue will have in the next two years $1,200,000 for buildings and other institutions in proportion. With a growth of 250 per cent in the student body in the University of Kentucky in ten years, the floor area for instruction purposes has increased by 3 per cent.

Practically in every field of education these institutions eclipse the University of Kentucky. The buildings of our own institution are inadequate and old, the equipment insufficient, and the farm lands for agricultural, experimental, and instructional purposes meagre in acreage.

The presidents of the institutions and the deans of the agricultural colleges visited concurred in the view that agricultural instruction and demonstration required not less than 1,000 acres. This judgment was reached after long experience. Kentucky has only 240 acres at the University now owned. In the matter of engineering and laboratory equipment the needs are equally great.

To be able to take a position commensurate with the population and wealth of the State and to be equipped to meet the pressing educational requirements of its citizens, this Commission is convinced that the University of Kentucky must have in the near future the following buildings:

Chemistry building, equipped to instruct 1,000 students.

An auditorium with a seating capacity of 2,500.
Dormitories for women.
Dormitories for men.
A gymnasium for women.
A gymnasium for men.
A modern dairy building equipped for the production, manufacture and distribution of dairy products.
An agricultural engineering building.
A home economics building.
A heating plant.
Engineering shops.
An armory.
Barns for horses, beef cattle, swine and machinery.
A new poultry plant.
A library building.

The inadequacy of the herds, flocks, and studs for the work in animal husbandry is more than marked; it is astonishing. Substantial expenditures should be made in this direction at once. The Experiment Station has performed splendid work with the funds that it has received from the State, giving enormous returns for the expenditure. Fifty thousand dollars annually has been appropriated for the purpose of the Experiment Station. This should be increased to $100,000 annually to provide resources not only to carry on the work already in progress, but to give the added funds necessary for the investigation of the problems of marketing, farm management, and maintenance of soil fertility. The soil surveys and demonstration fields now in operation should be continued and enlarged.

At the earliest opportune time provision should be made for the establishment of sub-experimental stations to provide for the investigation of agricultural problems that cannot be successfully solved at the University. Appropriations for agricultural extension required to offset Smith-Lever funds appropriated by Congress should be continued annually. These appropriations enable the Agricultural College of the

University of Kentucky to extend its services to the people of the State and bring to them the information that will result in a marked increase in the agricultural wealth of the State.

In the opinion of this Commission, not less than $8,000,000 will be needed for capital additions to the University plant and equipment in the next half a dozen years. With the growth being automatically forced by the large influx of students, operating expenditures must substantially increase.

The income of the University must be increased $300,000 annually in the next two years, with additional increases to meet additional needs. Not less than $800,000 should be provided annually for the next ten years for the construction of buildings and the purchase of additional equipment and ground.

This Commission has found that the personnel of the University of Kentucky is known and respected in the educational field of which it is a part. Considering the inadequacy of the equipment furnished, the character of the work done is extraordinarily high. As an educational leader, President McVey stands on a par with the chief executives of other state institutions. Kentucky has the basis for a great institution. Its leaders are men of wide experience and high standing in their various lines. Under the direction of President McVey, Kentuckians who take a pride in the position held by their chief institution of learning may look forward to a development which will place our University in a position second to none in its special field. This result, however, can be obtained only by the expenditure of money. We can buy only what we pay for.

If the youth of Kentucky are to have educational opportunities equal to those of other commonwealths, if Kentucky is to be developed by Kentuckians, if our industry is to be manned, our educational institutions officered and our scientific work done by the coming generation of the children of this Commonwealth, they must be trained in an institution properly financed and adequately equipped. To achieve this

result requires the co-operation of every citizen interested in the development of educational opportunity. The University can but lead. Its support must come from the people of Kentucky.

George E. Engel
W. K. Stewart
D. W. Gardner
Stanley Reed
B. F. Forgey
Harry Giovannoli
F. M. McKee
John F. Hager
Louis Humphrey
Newton Bright
Charles H. Ellis
Clem S. Nunn
George Colvin
W. T. Fowler
J. F. Bosworth
J. D. Mocquot
McKenzie Moss
Rainey T. Wells
E. L. Harrison
E. H. Woods

VII. The Needs of the University

The Commission has put the matter conservatively. They were not men bent upon the presentation of sensational statements, but their purpose was to show what the State must do to meet the situation and make the University an important factor in the life of the State. It will be seen from the report of the Commission that there are really two problems to be considered: one, the matter of income for the next two years and the other the creation of a plan for the enlargement of the University plant in the near future.

1. The Requests of the University for the Biennial 1922-1924

In presenting the needs of the University to be considered by the Legislature in the session of 1922 the requests are divided into three groups: A, The General University; B, The Experiment Station; and C, Agricultural Extension. The A group is again divided into income needs, buildings and lands.

			1923	1924
A.	General University			
	I.	Maintenance		
		1. General Support. Instruction, laboratories, supplies, maintaining buildings and grounds, additional teachers an increase of $100,000 over last year	$445,000.00	$445,000.00
		2. Agricultural instruction. Appropriated two years ago for Agricultural College. Continuance asked.	30,000.00	30,000.00
		3. Payment of debt-standing against University since 1900 causing embarrassment and interest charge	90,000.00	
		4. Support of University Extension Department. This is not Agricultral Extension, but provides correspondence courses, lectures and schools outside the University	10,000.00	10,000.00
		5. Book for library. Library wholly inadequate; needs more increase than can be provided from present funds.	7,500.00	7,500.00
		6. Support of Teachers' College as recommended by educational survey	25,000.00	25.000.00
		1. Addition to Chemistry Building. Present equipment wholly inadequate (½)	50,000.00	50,000.00
		2. Dairy Building for Agricultural College (½)	35,000.00	40,000.00
		3. Dormitory for Women (½)	100,000.00	100,000.00
		4. Dormitory for Men (½)	100,000.00	100,000.00
		5. Shop for building and grounds; housing tools, truck and wagon	20,000.00	
		6. Purchase of land	20,000.00	20,000.00
		7. Walks, drives, drainage, electric wire conduits for campus	7,500.00	7,500.00

	1923	1924
8. Building for Wendt Gift	30,000.00	
9. Stables for cavalry unit	20,000.0	
10. Allowance for explorations in Kentucky. This State has richest material; other institutions are coming in and getting credit for explorations and materials	5,000.00	5,000.00
Totals	$995,000.00	$840,000.00
B. Experiment Station		
Maintenance	$100,000.00	$100,000.00
Purchase of land	50,000.00	
C. Agricultural Extension		
To match federal funds for fiscal years 1922-1924	$142,241.30	$142,241.30

The amount asked for general support in 1922 is $607,500 and $517,000 in 1923. The sum now received is $390,000 for the same purpose. The amount asked for buildings and lands for the general University is $387,500 for 1922 and $317,500 in 1923. The first amount is an increase over the present appropriation of $282,500 in 1922 and $212,500 in 1923.

Item B includes the proposed appropriation for the Experiment Station. The present allowance is $50,000 annually in addition to $18,000 received for work done for the Board of Health. The Station is hard pressed to do the work it is called upon to do with present funds. This amount should be made $100,000 annually and the acreage of the Experiment Station Farm should be enlarged, for this $50,000 is asked. Item C is the Agricultural Extension fund to match the federal appropriation. The amount asked for this year reaches its maximum, an increase of $15,713.30 over last year. To summarize the situation the statements made above are put in the following form:

2. Summary of Requests

A

I. University Support	1921	1922	1923
Tax 1⅝c on $100	$360 000.00	$345,000.00	$345,000.00
Additional support		100,000.00	100,000.00
Agricultural instruction	30,000.00	30,000.00	30,000.00

	1921	1922	1923
University debt		90,000.00	
Support University Extension not Agricultural, but correspondence courses		10,000.00	10,000.00
Books for library		7,500.00	7,500.00
Support Teachers' College		25,000.00	25,000.00
Totals Section A	$390,000.00	$607,500.00	$517,500.00
Increase		217,500.00	127,500.00
II. Buildings and Lands:			
Addition to Chemistry Bldg.		$50,000.00	$50,000.00
Dairy Building		35,000.00	40,000.00
Dormitory for Women		100,000.00	100,000.00
Dormitory for Men	150,000.00	100,000.00	100,000.00
Engineering equipment	60,000.00		
Shops for building and grounds		20,000.00	
Wendt Gift Building		30,000.00	
Purchase of land		20,000.00	20,000.00
Walks, drives and conduits for campus		7,500.00	7,500.00
Stables for cavalry unit		20,000.00	
Allowance for explorations		5,000.00	5,000.00
Total Sec. A. II	$210,000.00	$387,500.00	$322,500.00
Increase		177,500.00	322,500.00

The requests of the Experiment Station and Agricultural Extension have been presented below. The additions in income, buildings, Experiment Station and Agricultural Extension are as follows:

B. Experiment Station	1921-22	1922-23	1923-24
Support	$50,000.00	$100,000.00	$100,000.00
Land purchase		50,000.00	
Totals Section B	$50,000.00	$150,000.00	$100,000.00
Increase		100,000.00	50,000.00
C. Agricultural Extension			
Support to match federal funds	126,258.00	142,241.00	142,241.00
Total Section C	$126,258.00	$142,241.00	$142,241.00
Increase		15,713.00	15,713.00

3. Increases Over Last Biennial

	1911-23	1923-24
General University	$217,500.00	$127,500.00
Building and lands	177,500.00	322,500.00
Experiment Station support	50,000.00	50,000.00
Land	50,000.00	
Agricultural Extension	15,713.30	15,713.30
Total increase for all branches of University	$510,713.30	$515,713.30

4. The University Debt

As shown in the table above the University has a net debt of approximately $90,000 which for a number of years has been a source of embarrassment in the conduct of its financial affairs. In order to free the University from this burden it is very important that an appropriation for that sum should be made at this session. On March 1, 1912, Examiner W. A. Garland showed the liabilities of the University to be $87,350. On June 30, 1915, the report of Morris and Augustus showed liabilities of $109,007.26 with assets chargeable against this amount of $20,344.45, leaving a net debt of $88,662.81, where it has practically remained. The occasion of the debt was the construction of two buildings in 1907 without an appropriation. Forty thousand dollars belonging to the Peabody Endowment Fund was used for that purpose and as this sum has been replaced by the purchase of Liberty bonds which are now held in trust it is necessary to make good that sum. The other part of the debt arose through the erection of the Agricultural building now used by the Agricultural College for teaching purposes.

5. The Henry Wendt Gift

Mr. Henry Wendt, of Buffalo, New York, has offered the University a full equipment of modern tools and machines for a forge shop if the University would provide the building to house this additional equipment for the Engineering College. Mr. Wendt's gift will amount to about $30,000 and it will

require approximately the same amount to provide the building. The Board of Trustees is much interested in securing this gift for the University and is under obligations to Mr. Wendt for the tender of this additional equipment for the Engineering shops.

VIII. What Other Southern States Are Doing

There has been a great awakening in the South in the matter of higher education. Until recently numerous comparisons have been made with northern state universities always to the detriment of the southern institutions in the matter of financial support. The Legislatures in the States of Tennessee, North Carolina, Louisiana and West Virginia have made substantial provisions for their State Universities in the last year.

The appropriation for the University of Tennessee was $865,000 annually. Several years ago $1,000,000 was voted to construct buildings.

In North Carolina the Legislature appropriated $925,000 for the support of the University in the next two years. In addition the University has a substantial endowment giving a considerable sum annually. The appropriation for buildings was $1,490,000.

Louisiana has provided for the rebuilding of her University. The new severance license law will give the University $7,000,000 for a new plant by 1925 and the new constitution provides annual support of 5c on each $100 of assessment amounting to $1,000,000 annually.

For the University of West Virginia the Legislature appropriated $2,440,000 for the next two years. Of this sum $1,000,000 are to be spent for buildings.

The University's pressing need for an auditorium should be satisfied with the completion of the campaign for a $300,000 memorial to Kentucky's heroes of the World War. A drive for funds will be launched in February for this purpose.

The treasurer of this fund now holds securities and cash amounting to $68,601.22. Final payments have been made by 2,377 subscribers to the fund; partial payments yet to be made on 308 subscriptions amount to $5,754.50. One hundred men and business houses of Lexington, underwriters of a $100,000 bond issue of Lexington and Fayette county held invalid by the State Court of Appeals, are making their regular payments to the fund.

These sums will be regarded as large, but it is rather interesting to note that this State has not spent on the University of Kentucky in 12 years as much as the University of Minnesota, Michigan, Illinois or Cornell spent in one year.

Planning for the Future

Up to this point in the report emphasis has been laid upon the needs of the University in the next two years. The report of the University Commission recommends a definite program to be completed by 1930, which will require a carefully wrought out plan to bring it into existence. The problem is almost entirely financial. The Board of Trustees will be gland to cooperate with the State officers and the Legislature in working out plans for more revenue. Certain it is that this session marks Kentucky's forward movement or the retirement of the State as a dominant factor in national life. The situation on roads, education, care of defectives and many other matters demand a statesman-like attitude. That is the only way in which Kentucky can be brought to its rightful place in the nation. It, however, is not the business of this report to say how the money shall be raised. Kentucky must do something about higher education as well as for the common schools. The years are slipping by, young people are going to other states not only for the education, but for business and professional opportunities. The State cannot continue to lose its life blood and progress at the same time. The situation is really serious.

In closing this report I wish to give testimony to the fine conduct of the student body and to the co-operation of the Board of Trustees and the Faculty and Staff of the University. The new department of Hygiene has been a great assistance in keeping down sickness among the students and the work of administrative departments has been of high order, while the fine attitude of the students has made the year's work one of delight. It is not possible to go into the record of each department in a brief report of this kind, but the University has become better co-ordinated with an increasing spirit of loyalty and good will everywhere.

Respectfully submitted,

FRANK L. MCVEY,
President.

Which was read and filed.

The Speaker laid before the House the following communication and report, viz:

Frankfort, Ky., Jan. 9, 1922.

Hon. James H. Thompson,
Speaker of the House of Representatives.

Dear Mr. Speaker:

In obedience to a Resolution adopted by the House of Representatives of Kentucky on January 5, 1922, the State Tax Commission is pleased to present to the House of Representatives a table showing in comparative columns the assessed calculations of lands and improvements for each county in the State for the years 1917 and 1921 respectively, and showing also the comparative increase and the percentage of increase for each county. We have had prepared and printed not only a statement for each member, but sufficient number for the use of the members of your body.

If there is any other information or data respecting revenue and taxation in the possession of or which can be obtained by this Commission, it will be its delight to furnish it upon your request.

Respectfully submitted,

RAINY T. WELLS,
Chairman.

Statement prepared by the State Tax Commission in obedience to a resolution adopted by the Senate and House of Representatives of the General Assembly on January 5th, and presented to the members for their information.

	Assessed value of lands and improvements, 1917.	Assessed value of lands and improvements, 1921.	Increase in assessment of lands and improvements, 1921 over 1917.	Percentage of Increase in assessment, 1921, over 1917.
Adair	$1,786,926	$3,530,624	$1,743,698	97.5
Allen	2,004,477	5,468,038	3,463,561	172.7
Anderson	2,009,699	4,039,525	2,029,826	101.
Ballard	2,528,929	6,085,642	3,556,713	140.6
Barren	3,602,480	7,349,367	3,746,887	104.
Bath	3,958,981	9,403,705	5,444,724	137.5
Bell	3,558,317	5,763,037	2,204,720	61.9
Boone	4,694,655	9,774,545	5,079,890	108.2
Bourbon	11,220,205	22,609,550	11,389,345	101.5
Boyd	2,015,757	3,439,734	1,423,977	70.6
Boyle	4,516,718	9,215,462	4,698,744	104.
Bracken	2,696,404	6,145,126	3,448,722	127.9
Breathitt	1,817,288	2,924,460	1,107,172	60.9
Breckinridge	2,715,078	4,897,830	2,182,752	80.3
Bullitt	2,003,368	4,022,036	2,018,668	100.7
Butler	1,816,075	3,388,710	1,572,635	86.5
Caldwell	1,981,659	3,286,064	1,304,405	65.8
Calloway	3,398,618	7,233,300	3,834,682	112.8
Campbell	3,685,155	5,534,446	1,849,291	50.1
Carlisle	1,959,990	3,971,333	2,011,343	102.6
Carroll	1,845,024	2,940,355	1,095,331	59.3
Carter	1,752,334	3,368,217	1,615,883	92.2
Casey	1,897,498	4,625,285	2,727,787	143.7
Christian	6,796,915	13,545,262	6,748,347	99.2

	Assessed value of lands and improvements, 1917.	Assessed value of lands and improvements, 1921.	Increase in assessment of lands and improvements, 1921 over 1917.	Percentage of Increase in assessment, 1921 over 1917.
Clark	7,205,800	15,336,828	8,131,028	112.8
Clay	2,033,704	3,661,729	1,628,025	80.
Clinton	1,045,512	1,580,735	535,223	51.1
Crittenden	2,003,356	4,191,225	2,187,869	109.2
Cumberland	1,464,787	2,639,132	1,174,345	80.1
Daviess	7,210,546	15,091,763	7,881,217	109.3
Edmonson	1,726,340	2,961,228	1,234,888	71.5
Elliott	728,472	1,253,039	524,567	72.
Estill	1,534,870	2,433,564	898,697	58.5
Fayette	15,551,486	27,338,869	11,787,383	75.7
Fleming	4,493,607	9,052,916	4,559,309	101.4
Floyd	2,592,491	5,066,252	2,473,761	95.4
Franklin	3,680,784	6,640,722	2,959,938	80.4
Fulton	2,959,410	4,932,001	1,972,591	66.6
Gallatin	969,124	1,751,844	787,720	81.7
Garrard	4,719,613	10,363,868	5,644,255	119.5
Grant	2,706,246	6,415,217	3,708,971	137.
Graves	6,498,945	13,306,899	6,807,954	104.7
Grayson	1,723,577	4,440,851	2,717,274	157.6
Green	1,114,710	2,565,824	1,451,114	130.1
Greenup	1,649,502	2,723,729	1,074,227	65.1
Hancock	1,450,975	2,366,611	915,636	63.1
Hardin	3,568,922	7,549,260	3,980,338	111.5
Harlan	3,525,099	11,635,362	8,110,263	230.
Harrison	5,611,330	12,823,310	7,211,980	128.5
Hart	2,544,256	5,084,579	2,540,323	99.8
Henderson	6,447,310	14,662,575	8,215,265	127.4
Henry	4,170,568	8,537,241	4,366,673	104.7
Hickman	2,802,853	5,848,965	3,046,112	108.6
Hopkins	3,828,385	7,130,773	3,302,388	86.2
Jackson	1,413,369	1,795,274	381,905	27.
Jefferson	18,770,735	28,255,795	9,485,060	50.5
Jessamine	5,415,320	10,158,449	4,743,129	87.5
Johnson	2,040,795	3,137,877	1,097,082	53.7
Kenton	4,413,405	6,239,310	825,905	41.3
Knott	1,457,101	4,760,798	3,303,697	226.7
Knox	2,421,229	4,174,256	1,753,027	72.4
Larue	2,229,844	3,738,497	1,508,653	67.6

	Assessed value of lands and improvements, 1917.	Assessed value of lands and improvements, 1921.	Increase in assessment of lands and improvements, 1921 over 1917.	Percentage of Increase in assessment, 1921 over 1917.
Laurel	1,792,593	3,010,605	1,218,012	67.9
Lawrence	2,055,940	3,475,466	1,419,526	69.
Lee	731,638	2,023,323	1,291,685	176.5
Leslie	2,443,407	3,148,387	704,980	28.8
Letcher	2,999,071	6,853,383	3,854,312	128.5
Lewis	2,043,013	3,337,756	1,294,743	63.3
Lincoln	5,007,651	8,772,524	3,764,873	75.1
Livingston	1,950,401	3,032,095	1,081,694	65.4
Logan	4,308,202	9,002,070	4,693,868	108.9
Lyon	1,181,213	2,473,182	1,291,969	109.3
Madison	9,005,120	15,775,190	6,770,070	75.1
Magoffin	1,106,991	2,174,236	1,067,245	96.4
Marion	3,005,649	5,929,845	2,724,196	90.6
Marhsall	2,320,296	4,600,539	2,280,243	98.2
Martin	1,048,611	1,746,163	697,552	66.5
Mason	6,304,385	11,772,125	5,467,740	86.7
McCracken	3,175,717	6,105,250	2,929,533	92.2
McCreary	1,506,657	1,970,455	463,798	30.7
McLean	2,105,761	5,292,385	3,186,624	151.3
Meade	1,760,611	2,922,659	1,162,048	66.
Menifee	474,381	885,642	411,261	86.6
Mercer	5,557,699	10,707,106	5,149,407	92.6
Metcalfe	1,196,043	2,333,634	1,137,591	95.1
Monroe	1,524,060	2,796,342	1,272,282	83.4
Montgomery	4,425,945	7,908,450	3,482,505	78.6
Morgan	1,861,290	3,428,276	1,566,986	84.1
Muhlenberg	2,372,709	4,931,132	2,558,423	107.8
Nelson	4,359,738	9,446,791	5,087,053	116.6
Nicholas	3,860,972	7,706,310	3,845,338	99.5
Ohio	3,360,122	7,593,715	4,233,593	125.9
Oldham	2,867,689	5,606,004	2,738,315	95.4
Owen	2,738,309	6,149,178	3,410,869	124.5
Owsley	832,963	1,338,418	505,455	60.6
Pendleton	3,047,940	6,684,686	3,637,746	119.3
Perry	2,739,892	5,435,165	2,695,273	98.3
Pike	4,803,419	10,207,210	5,403,791	112.4
Powell	562,427	1,219,575	657,148	116.8
Pulaski	3,062,628	4,740,587	1,677,959	54.7

	Assessed value of lands and improvements, 1917.	Assessed value of lands and improvements, 1921.	Increase in assessment of lands and improvements, 1921 over 1917.	Percentage of Increase in assessment, 1921 over 1917.
Robertson	901,749	2,165,906	1,264,157	140.1
Rockcastle	1,087,752	2,101,668	1,013,916	93.2
Rowan	766,773	1,302,755	535,982	69.9
Russell	1,264,578	2,057,088	792,510	62.6
Scott	6,790,914	14,041,277	7,250,363	106.7
Shelby	9,308,614	16,465,379	7,156,765	76.8
Simpson	2,070,400	4,400,829	2,330,429	112.5
Spencer	2,256,142	5,968,516	3,712,374	164.5
Taylor	1,367,268	2,729,633	1,362,365	99.6
Todd	2,644,674	5,100,521	2,455,847	92.8
Trigg	2,174,533	3,550,628	1,376,095	63.2
Trimble	1,440,797	2,763,433	1,322,636	91.7
Union	6,203,050	13,256,590	7,053,540	113.7
Warren	6,302,330	13,942,732	7,640,400	121.2
Washington	4,031,558	6,969,500	2,937,942	72.8
Wayne	2,166,745	3,944,024	1,777,279	82.
Webster	2,811,000	5,655,240	2,844,240	101.1
Whitley	2,383,981	3,123,426	739,445	31.
Wolfe	866,264	1,608,494	742,230	85.6
Woodford	7,362,604	13,231,796	5,869,192	79.7
Totals	$391,694,806	$760,159,888	$368,465,082	94.6

The Speaker announced the appointment of the standing Committees of this House as follows, viz:

House Committees

Agriculture—Rufus Lisle, Chairman; D. D. Thornberry, W. R. Button, R. I. Rice, Martin Light, A. M. Quarles, R. M. Amos, R. D. McMurtry, S. R. Powell.

Alcoholic Liquors and Public Morals—Geo. C. Waggoner, Chairman; C. D. McCaw, Daniel A. O'Donovan, S. G. Thornberry, D. J. Howard, T. C. Willis, Geo. F. Thompson, J. H. Johnson, J. C. Day.

APPROPRIATIONS—C. A. Nelson, Chairman; Samuel W. Adams, C. W. Bennett, H. C. Hawkins, H. R. Lawrence, Lester Jeter, F. C. VanHoose, J. L. Richardson, E. E. Nelson.

ASSIGNMENT OF COMMITTEE ROOMS—Lee Clark, Chairman; N. I. Toombs, Bryant Green, W. D. Watkins, W. D. Duncan, R. C. Moore, Geo. F. Thompson, Thos. Bowman, S. R. Powell.

BANKS AND BANKING—Claude D. Minor, Chairman; Frank L. Strange, Brodie Payne, Lester Jeter, H. C. Hawkins, Lee L. Simmons, R. O. Huntsman, O. Leibson, C. B. Truesdell.

COMPENSATION FOR INDUSTRIAL INJURIES—Geo. W. Smith, Chairman; Rufus Lisle, W. D. Duncan, A. W. Dorsey, A. L. Hamilton, G. W. Tolin, F. J. Humbert, O. P. Harvey, Ira Jones.

CONSTITUTIONAL AMENDMENTS—L. P. Lewis, Chairman; John E. Brown, R. I. Rice, W. M. Boling, C. W. Bennett, W. S. Wallen, O. Leibson, Wright Kelly, H. M. Fultz.

CORPORATE INSTITUTIONS—J. B. Wicker, Chairman; Berl Boyd, G. Givens Dixon, J. E. Hadden, W. L. Gossett, B. A. Muster, Ed. P. Murrah, J, T. Jennings, E. B. Cross, C. C. Oney.

COMMERCE AND MANUFACTURE—S. H. Moore, Chairman; E. L. Frazier, Oscar Vest, J. E. Hadden, W. T. Walker, G. L. Drury, R. D. McMurtry, Ed. P. Murrah, R. M. Amos.

CLAIMS—C. C. May, Chairman; H. C. Duffy, David J. Howard, Lee Clark, H. W. Pierce, G. W. Smith, Wright Kelly, R. E. Skaggs, J. C. Day.

CLASSIFICATIONS OF CITIES AND TOWNS—C. D. McCaw, Chairman; N. I. Toombs, R. C. Moore, A. W. Dorsey, W. T. McGurie, Mrs. Mary Elliott Flannery, C. B. Truesdell, D. I. Scott, S. H. Powell, C. C. Oney.

COURT OF APPEALS—G. L. Drury, Chairman; A. W. Dorsey, L. P. Lewis, G. W. Tolin, Geo. W. Smith, W. S. Wallen, T. O. Holder, E. B. Cross, O. Leibson.

CIRCUIT COURT—J. L. Richardson, Chairman; Brodie Payne, Berl Boyd, Lee L. Simons, E. L. Frazier, Samuel W. Adams, John Trumbo, R. O. Huntsman, F. C. Vanhoose.

COUNTY AND CITY COURTS—D. J. Howard, Chairman; Geo. W. Ellis, B. C. Beckman, Harry Miller, G. L. Drury, D. D. Thornberry, G. W. Newman, T. O. Holder, R. M. Amos.

CODE OF PRACTICE—G. W. Tolin, Chairman; Brodie Payne, H. C. Duffy, A. W. Dorsey, C. W. Bennett, W. S. Wallen, J. L. Richardson, James Park, O. Leibson.

CRIMINAL LAW—Samuel W. Adams, Chairman; Harry Miller, C. A. Nelson, Berl Boyd, G. Givens Dixon, Mrs. Mary Elliott Flannery, J. C. Day, C. A. Chandler, G. W. Newman.

CHARITABLE INSTITUTIONS—John E. Brown, Chairman; Ira D. Smith, R. F. Stewart, W. L. Gossett, C. A. Denton, B. A. Muster, John Tinsley, J. L. Trumbo, S. R. Powell.

CITIES OF THE SECOND AND THIRD CLASS—H. J. Meyers, Chairman; Harry Miller, C. D. McCaw, D. D. Thornberry, Frank L. Strange, Ira D. Smith, Joe F. Bosworth, C. B. Truesdell, James Park.

CITIES OF THE FOURTH CLASS—N. I. Toombs, Chairman; Berl Boyd, D. J. Howard, S. B. Lane, Oscar Vest, S. Hayden Moore, Chas. B. Truesdell, E. E. Nelson, R. M. Amos.

CITIES OF THE FIFTH AND SIXTH CLASS—J. E. Hadden, Chairman; Lee Clark, W. R. Button, J. E. Bickett, Geo. C. Waggoner, J. B. Wicker, H. M. Fultz, R. D. McMurtry, Ira Jones.

CONFEDERATE HOME—Mrs. Mary Elliott Flannery, Chairman; Ed. A. Gullion, H. C. Hawkins, W. T. Walker, T. C. Willis, Geo. W. Ellis, Wright Kelly, N. T. Hopkins, R. E. Skaggs.

EXECUTIVE AFFAIRS—W. R. Button, Chairman; H. W. Pierce, Harry J. Meyers, Arch M. Quarles, Arthur Saunders, S. G. Thornberry, Herman Q. Thompson, O. P. Harvey, J. T. Jennings.

EDUCATION No. 1—W. M. Boling, Chairman; T. C. Willis, Henry R. Lawrence, W. R. Button, H. V. Thompson, Martin Light, J. E. Hadden, Geo. C. Waggoner, S. A. Cary, John L. Trumbo, James Park.

EDUCATION No. 2—Lester Jeter, Chairman; C. C. May, Ed. A. Gullion, R. I. Rice, Mrs. Mary Elliott Flannery, O. A. Denton, L. P. Lewis, D. D. Thornberry, Thos. Bowman, Ira Jones, John Tinsley.

ENROLLMENT—A. W. Dorsey, Chairman; Geo. C. Waggoner, Ira D. Smith, H. V. Thompson, C. C. May, R. F. Stewart, H. M. Fultz, D. I. Scott, H. Q. Thompson.

FEDERAL RELATIONS—Berl Boyd, Chairman; S. B. Lane, B. A. Muster, C. D. Minor, R. C. Moore, W. G. Wheeler, J. H. Johnson, Thos. Bowman, R. E. Skaggs.

FISH AND GAME—H. W. Pierce, Chairman; W. M. Boling, H. J. Meyers, Lee Clark, Rufus Lisle, W. S. Wallen, J. H. Johnson, R. O. Huntsman, J. T. Jennings.

FORESTRY—W. T. McGuire, Chairman; Arthur Saunders, J. B. Wicker, R. F. Stewart, W. D. Watkins, J. E. Bickett, E. E. Nelson, Geo. F. Thompson, O. P. Harvey, C. C. Oney.

GEOLOGICAL SURVEY—H. C. Duffy, Chairman; H. W. Pierce, W. S. Wallen, N. I. Toombs, Emery L. Frazier, Geo. W. Newman, Wright Kelly, R. O. Huntsman.

INTERNAL IMPROVEMENTS—W. T. Walker, Chairman; Geo. W. Smith, Arthur Saunders, W. L. Gossett, S. G. Thornberry, Martin Light, H. Q. Thompson, F. J. Humbert, S. A. Cary.

IMMIGRATION AND LABOR—G. Givens Dixon, Chairman; L. L. Hamilton, W. P. Duncan, Ed. A. Gullion, Daniel A. O'Donovan, H. C. Duffy, J. F. Bosworth, C. A. Chandler, O. Liebson.

INSURANCE, FIRE AND MARINE—Bryant Green, Chairman; Lee L. Simons, S. B. Lane, C. D. Minor, Oscar Vest, Lee Clark, Harry Miller, J. C. Day, E. B. Cross, Ira Jones.

INSURANCE, LIFE AND ACCIDENT—O. A. Denton, Chairman; Arch. M. Quarles, W. G. Wheeler, J. Ed. Hadden, L. P. Lewis, R. C. Moore, H. Q. Thompson, J. L. Richardson, Geo. F. Thompson.

INTERURBAN AND CITY RAILWAYS—Daniel A. O'Donovan, Chairman; Brodie Payne, B. A. Muster, W. D. Watkins, Rufus Lisle, Bernard C. Beckman, John Tinsley, S. R. Powell, D. I. Scott.

JUDICIARY—C. W. Bennett, Chairman; Henry R. Lawrence, Garnett W. Tolin, H. C. Duffy, J. E. Bickett, E. L. Frazier, T. O. Holder, E. B. Cross, Wright Kelly.

KENTUCKY STATUTES—Harry Miller, Chairman; Oscar Vest, J. E. Bickett, G. Givens Dixon, Ira D. Smith, Bernard C. Beckman, G. W. Newman, S. A. Cary, T. O. Holder.

JUVENILE COURTS AND CHILDREN'S HOME—S. G. Thornberry, Chairman; Mrs. Mary Elliott Flannery, E. A. Gullion, L. P. Lewis, S. Hayden Moore, C. D. McCaw, E. E. Nelson, Fred C. Vanhoose, R. D. McMurtry.

MILITARY AFFAIRS—Emery L. Frazier, Chairman; Lee Clark, C. C. May, J. Ed. Hadden, Bryant Green, Arthur Saunders, James Park, J. T. Jennings, T. O. Holder.

MINES AND MINING—W. S. Wallen, Chairman; G. L. Drury, W. D. Duncan, C. C. May, Rufus Lisle, Harry J. Meyers, E. B. Cross, C. A. Chandler, N. T. Hopkins.

MUNICIPALITIES—Bernard C. Beckman, Chairman; Harry Miller, Lee L. Simons, Samuel W. Adams, G. Givens Dixon, J. E. Bickett, D. I. Scott, J. L. Richardson, John L. Trumbo.

PUBLIC UTILITIES—Lee L. Simons, Chairman; Harry Miller, Samuel W. Adams, Berl Boyd, A. W. Dorsey, Harry J. Meyers, C. A. Chandler, O. Liebson, Geo. F. Thompson.

PUBLIC WAREHOUSES AND GRANARIES—Martin Light, Chairman; J. B. Wicker, N. I. Toombs, H. W. Pierce, Bryant Green, S. Hayden Moore, E. P. Murrah, J. T. Jennings, J. H. Johnson.

PUBLIC MONUMENTS AND MEMORIALS—Joseph F. Bosworth, Chairman; S. B. Lane, S. Hayden Moore, Brodie Payne, W. D. Watkins, Geo. W. Smith, W. T. Walker.

PURE FOOD—T. C. Willis, Chairman; R. C. Moore, W. L. Gossett, H. W. Pierce, Arthur Saunders, S. G. Thornberry, J. T. Duncan, R. E. Skaggs, Thos. Bowman.

REDISTRICTING JUDICIAL—Henry R. Lawrence, Chairman; C. D. Minor, O. A. Denton, W. D. Duncan, D. J. Howard, H. C. Duffy, N. T. Hopkins, Chas. B. Truesdell, John Tinsley.

REDISTRICTING LEGISLATIVE—J. E. Bickett, Chairman; Claude D. Minor, E. A. Gullion, R. F. Stewart, G. W. Ellis, C. W. Bennett, Bernard C. Beckman, G. W. Tolin, Martin Light, J. B. Wicker, F. C. Vanhoose, O. P. Harvey, E. E. Nelson.

REDISTRICTING CONGRESSIONAL—H. V. Thompson, Chairman; R. F. Steward, Martin Light, E. L. Frazier, A. M. Quarles, G. W. Ellis, N. T. Hopkins, R. O. Huntsman, Sam Cary.

RACING COMMITTEE—Arch L. Hamilton, Chairman; Rufus Lisle, W. T. McGuire, Ira D. Smith, Oscar Vest, W. G. Wheeler, Sam A. Cary, John L. Trumbo, James Park.

NORMAL SCHOOLS—Reginald I. Rice, Chairman; Frank L. Strange, Mrs. Mary Elliott Flannery, W. M. Boling, Lester Jeter, Martin Light, James Park, F. C. Vanhoose, F. J. Jennings.

PRINTING—E. A. Gullion, Chairman; Henry R. Lawrence, Arch L. Hamilton, W. G. Wheeler, W. T. Walker, O. A. Denton, Sam A. Cary, Thos. Bowman, H. M. Fultz.

PUBLIC LIBRARIES—Brodie Payne, Chairman; A. M. Quarles, T. C. Willis, Geo. C. Waggoner, C. C. May, Lester Jeter, D. I. Scott, Ira Jones, R. E. Skaggs.

PUBLIC OFFICES—Arthur Saunders, Chairman; W. G. Wheeler, C. A. Nelson, Daniel A. O'Donovan, D. D. Thornberry, W. D. Watkins, J. H. Johnson, Ed. P. Murrah, C. B. Truesdell.

PUBLIC HEALTH—W. L. Gossett, Chairman; B. A. Muster, W. Raymond Button, R. I. Rice, J. B. Wicker, H. C. Hawkins, H. M. Fultz, D. I. Scott, H. Q. Thompson.

PUBLIC ROADS AND HIGHWAYS—Frank L. Strange, Chairman; H. V. Thompson, John E. Brown, Charles A. Nelson, H. C. Hawkins, G. L. Drury, Geo. W. Newman, Joseph F. Bosworth, E. E. Nelson.

PUBLIC DITCHES AND FENCES—R. F. Stewart, Chairman; T. C. Willis, W. T. Walker, C. W. Bennett, Geo. W. Ellis, C. D. McCaw, R. O. Huntsman, Ira Jones, R. E. Skaggs.

PUBLIC BRIDGES—G. W. Ellis, Chairman; Daniel A. O'Donovan, S. G. Thornberry, W. T. McGuire, Oscar Vest, A. M. Quarles, Geo. W. Newman, S. R. Powell, R. D. McMurtry.

RAILROADS—Oscar Vest, Chairman; Samuel D. Adams, G. L. Drury, Lee L. Simons, Arch L. Hamilton, Harry J. Meyers, Joseph F. Bosworth, Sam A. Cary, C. A. Chandler.

REVENUE AND TAXATION—W. G. Wheeler, Chairman; John E. Brown, J. E. Bickett, H. V. Thompson, C. W. Bennett, R. F. Stewart, H. C. Hawkins, S. G. Thornberry, L. P. Lewis, N. T. Hopkins, C. A. Chandler, John Tinsley.

RETRENCHMENT AND REFORM—S. B. Lane, Chairman; Lee Clark, R. C. Moore, Claude D. Minor, Charles A. Nelson, D. I. Scott, J. C. Day, R. M. Amos.

STATE UNIVERSITY—B. A. Muster, Chairman; A. L. Hamilton, Oscar Vest, Lester Jeter, W. R. Button, W. T. McGuire, James Park, Joe F. Bosworth, Charles B. Truesdell.

STATE CAPITOL—A. M. Quarles, Chairman; C. D. McCaw, J. E. Hadden, Bryant Green, G. W. Tolin, D. J. Howard, J. C. Day, S. R. Powell, T. O. Holder.

STATE FAIR—W. D. Watkins, Chairman; W. Raymond Button, Lester Jeter, D. D. Thornberry, G. W. Ellis, Geo. C. Waggoner, John Tinsley, R. M. Amos, R. D. McMurtry.

SUFFRAGE AND ELECTIONS—Ira D. Smith, Chairman; Bernard C. Beckman, Frank L. Strange, W. M. Boling, H. V. Thompson, W. S. Wallen, N. T. Hopkins, John L. Trumbo, J. C. Day.

SINKING FUND—R. C. Moore, Chairman; W. T. McGuire, O. A. Denton, G. Givens Dixon, R. I. Rice, S. B. Lane, F. J. Humbert, Geo. F. Thompson, Sam A. Cary.

STATE PRISONS AND HOUSES OF REFORM—D. D. Thornberry, Chairman; Geo. W. Smith, J. B. Wicker, A. W. Dorsey, C. C. May, W. M. Boling, Ed. P. Murrah, J. T. Jennings, E. E. Nelson, C. C. Oney.

TUBERCULOSIS—H. C. Hawkins, Chairman; W. L. Gossett, Mrs. Mary Elliott Flannery, Bryant Green, B. A. Muster, B. C. Beckman, H. M. Fultz, F. J. Humbert, Thos. Bowman.

WAYS AND MEANS—W. D. Duncan, Chairman; H. W. Pierce, Daniel A. O'Donovan, S. H. Moore, N. I. Toombs, T. C. Willis, John Tinsley, E. E. Nelson, C. A. Chandler.

WATERWAYS AND FERRIES—C. C. Oney, Chairman; Geo. C. Smith, J. B. Wicker, W. D. Watkins, W. G. Wheeler, T. O. Holder, N. T. Hopkins.

RULES—James H. Thompson, Speaker and Ex-officio Chairman; Claude D. Minor, Samuel W. Adams, Frank L. Strange, Arch L. Hamilton, G. Lucian Drury, William M. Boling, Charles A. Nelson, David J. Howard, Joseph F. Bosworth, Ira D. Smith, Lee L. Simons, John E. Brown, Harry J. Meyers, Henry R. Lawrence.

Mr. Meyers moved that the House do now adjourn.

Said motion was agreed to.

Then the House adjourned.

TUESDAY, JANUARY 10, 1922.

The House was opened with prayer by the Rev. M. S. Clark of the Methodist Church, South, of Frankfort.

The roll was called and the following Members answered to their names, viz:

Samuel W. Adams	David J. Howard	R. I. Rice
B. C. Beckmann	J. T. Jennings	Arthur Saunders
J. E. Bickett	Lester Jeter	David I. Scott
W. M. Boling	Ira Jones	Lee L. Simons
J. F. Bosworth	James H. Johnson	Reuben E. Skaggs
Thos. Bowman	S. B. Lane	George W. Smith
Berl Boyd	H. R. Lawrence	Ira D. Smith
John E. Brown	Oscar Leibson	R. F. Stewart
Chas. Chandler	Leon P. Lewis	Frank L. Strange
Lee Clark	Martin Light	H. V. Thompson
E. B. Cross	Rufus Lisle	Geo. F. Thompson
J. C. Day	C. C. May	Jas. H. Thompson
O. A. Denton	Harry J. Meyers	S. G. Thornberry
G. Givens Dixon	Claude D. Minor	D. D. Thornberry
A. W. Dorsey	R. C. Moore	John M. Tinsley
G. Lucien Drury	S. H. Moore	Garnett W. Tolin
H. C. Duffy	Ed. P. Murrah	N. I. Toombs
W. D. Duncan	B. A. Muster	Chas. B. Truesdell
George W. Ellis	C. D. McCaw	John L. Trumbo
Mrs. M. E. Flannery	R. D. McMurtry	Fred C. Vanhoose
Emery L. Frazier	E. E. Nelson	Oscar Vest
Dr. H. M. Fultz	Chas. A. Nelson	Geo. C. Waggoner
W. L. Gossett	Geo. W. Newman	W. T. Walker
Ed. A. Gullion	D. A. O'Donovan	W. S. Wallen
J. Edgar Hadden	C. C. Onley	W. D. Watkins
Arch L. Hamilton	James Park	W. G. Wheeler
Oscar P. Harvey	Brodie Payne	J. B. Wicker
H. C. Hawkins	H. Walter Pierce	T. C. Willis
Thos. O. Holder	S. R. Powell	
N. T. Hopkins	Arch M. Quarles	

The reading of the Journal of yesterday's proceedings was dispensed with.

Ordered that Mr. Amos be granted an indefinite leave of absence.

Mr. Drury moved that Mr. Bennett be granted an indefinite leave of absence.

Said motion was agreed to.

Mr. Adams offered a resolution of the following title, viz:

H. Res. 3. A Resolution directing the Auditor of Public Accounts to refund to the various former liquor dealers in the counties of Kentucky that have become dry since June 30, 1919, that portion of the State license that was unearned at the time it became unlawful to sell by retail spirituous, vinous or malt liquors in said counties.

Mr. Waggoner moved that said resolution be referred to the Committee on Appropriations.

Said motion was agreed to.

Mr. Minor moved that the House do now resolve itself into the Committee of the Whole for the purpose of hearing the address by Mr. Sapiro relating to the merits of Senate Bill No. 1, the title of which is given herein below in this Journal.

Said motion was agreed to.

Whereupon the Speaker vacated the chair.

The House then resolved itself into the Committee of the Whole with Mr. Brown as Chairman, who called the Committee to order.

Mr. Brown of the Committee of the Whole announced that they had heard with pleasure the speech of Mr. Sapiro.

The hour of ten o'clock A. M. having arrived, that being the hour for the Special Order of the Day, the House took up for consideration a bill of the following title, and which reads as follows, viz:

S. B. 1. An act authorizing the formation of non-profit, co-operative associations, with or without capital stock, for the purpose of encouraging the orderly marketing of agricultural products through co-operation; defining the various terms used therein; enumerating the activities and powers of such an association; prescribing the rights and privileges of membership; providing for articles of incorporation, declaring what they shall contain, manner of executing and filing, method of amending same; providing for by-laws and what they may contain; providing for method of election of directors, filling of vacancies; powers and duties of directors; division into electing districts; appointment of executive committees and allotment of functions and powers; providing for officers, qualifications, election and functions; regulating issuance of membership certificates or stock and payment therefor; limiting personal liability of members for debts of association; regulating voting power of members and stockholders; authorizing issuance of preferred stock, with or without right to vote; and the retirement thereof; providing for removal of officers and directors; providing for referendum to members; providing for a marketing contract; and prescribing remedies for breach of contract, including liquidated damages, fees and all costs; authorizing injunction and general equitable remedies in the event of breach of agreement; stating presumption of control of products by landlords who have signed marketing agreements; providing for annual reports; providing that no provision of law in conflict with this act shall be construed as applying to such associations; providing that legal exemption of agricultural products in the possession of producers shall apply to such products in possession of, or under the control of, such associa-

tions; limiting the use of the word "Co-operative" in names for producers' co-operative marketing activities; and prescribing a penalty for violating such inhibition; permitting associations to organize other corporations or to own stock in other corporations; providing for agreements with other co-operative associations in this or other states and stating the purposes or reasons therefor; providing that associations heretofore organized may re-organize hereunder; making it a misdemeanor to induce a member to breach his marketing contract with the association, or spread false reports about it and prescribing a fine for each offence; making such offender liable to the association for a prescribed penalty therefor in a civil suit; providing liability to the association in a penal sum in certain cases for any person who knowingly solicits, persuades or permits any member of the association to breach his marketing contract; authorizing an injunction against such warehouseman; and providing for payment of all fees and costs; and setting out the reasons for such provisions; providing that no such association shall be deemed a conspiracy or an illegal combination or monopoly or in violation of any law of this state; and providing that marketing contracts shall not be considered illegal; providing that if any section of this act shall be declared unconstitutional, the remainder of the act shall not be thereby affected; providing that the general corporation laws of this state shall apply to such associations, except where inconsistent with express provisions hereof; providing for taxation respecting the association's shares and property; providing fees for filing articles of incorporation and amendments thereto; providing that this act may be hereafter indexed, and cited as "The Bingham Co-operative Marketing Act," and declaring an emergency to exist.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. Declaration of Policy.

(a) In order to promote, foster and encourage the in-

telligent and orderly marketing of agricultural products through co-operation; and to eliminate speculation and waste; and to make the distribution of agricultural products between producer and consumer as direct as can be efficiently done; and to stabilize the marketing of agricultural products, this Act is passed.

§ 2. DEFINITIONS.

As used in this act,

(a) The term "agricultural products" shall include horticultural, viticultural, forestry, dairy, live stock, poultry, bee and any farm products.

(b) The term "member" shall include actual members of associations without capital stock and holders of common stock in associations organized with capital stock.

(c) The term "association" means any corporation organized under this Act; and

(d) The term "person" shall include individuals, firms, partnerships, corporations and associations.

Associations organized hereunder shall be deemed "non-profit," inasmuch as they are not organized to make profit for themselves, as such, or for their members, as such, but only for their members as producers.

(e) For the purposes of brevity and convenience this Act may be indexed, referred to and cited as "The Bingham Co-operative Marketing Act."

§ 3. WHO MAY ORGANIZE.

Twenty (20) or more persons, a majority of whom are residents of this State, engaged in the production of agriculture products, may form a non-profit, co-operative association, with or without capital stock, under the provisions of this Act.

§ 4. PURPOSES.

An association may be organized to engage in any activity in connection with the marketing or selling of the agricultural products of its members, or with the harvesting, preserving,

drying, processing, canning, packing, grading, storing, handling, shipping or utilization thereof, or the manufacturing or marketing the by-products thereof; or in connection with the manufacturing, selling or supplying to its members of machinery, equipment or supplies; or in the financing of the above enumerated activities; or in any one or more of the activities specified herein.

§ 5. Preliminary Investigation.

Every group of persons contemplating the organization of an association under this act is urged to communicate with the Dean of the College of Agriculture of the University of Kentucky, who will inform them whatever a survey of the marketing conditions affecting the commodities proposed to be handled may indicate regarding probable success.

It is here recognized that agriculture is characterized by individual production in contrast to the group or factory system that characterizes other forms of industrial production; and that the ordinary form of corporate organization permits industrial groups to combine for the purpose of group production and the ensuing group marketing and that the public has an interest in permitting farmers to bring their industry to the high degree of efficiency and merchandising skill evidenced in the manufacturing industries; and that the public interest urgently needs to prevent the migration from the farm to the city in order to keep up farm production and to preserve the agricultural supply of the nation; and that the public interest demands that the farmer be encouraged to attain a superior and more direct system of marketing in the substitution of merchandising for the blind, unscientific and speculative selling of crops; and that for this purpose, the farmers should secure special guidance and instructive data from the Dean of the College of Agriculture of the University of Kentucky.

§ 6. Powers.

Each association incorporated under this Act shall have the following powers:

(a) To engage in any activity in connection with the marketing, selling, preserving, harvesting, drying, processing, manufacturing, canning, packing, grading, storing, handling or utilization of any agricultural products produced or delivered to it by its members; or the manufacturing or marketing of the by-products thereof; or any activity in connection with the purchase, hiring, or use by its members of supplies, machinery or equipment; or in the financing of any such activities; or in any one or more of the activities specified in this section. No association, however, shall handle the agricultural products of any non-member, except for storage.

(b) To borrow money without limitation as to amount to corporate indebtedness or liability; and to make advances to members.

(c) To act as the agent or representative of any member or members in any of the above mentioned activities.

(d) To purchase or otherwise acquire; and to hold, own, and exercise all rights of ownership in; and to sell, transfer or pledge, or guarantee the payment of dividends or interest on, or the retirement or redemption of, shares of the capital stock or bonds of any corporation or association engaged in any related activity or in the warehousing or handling or marketing of any of the products handled by the association.

(e) To establish reserves and to invest the funds thereof in bonds or in such other property as may be provided in the by-laws.

(f) To buy, hold and exercise all privileges of ownership, over such real or personal property as may be necessary or convenient for the conduct and operation of any of the business of the association, or incidental thereto.

(g) To do each and every thing necessary, suitable or proper for the accomplishment of any one of the purposes

or the attainment of any one or more of the subjects herein enumerated; or conductive to or expedient for the interest or benefit of the association; and to contract accordingly; and in addition to exercise and possess all powers, rights and privileges necessary or incidental to the purposes for which the association is organized or to the activities in which it is engaged; and, in addition, any other rights, powers and privileges granted by the laws of this State to ordinary corporations, except such as are inconsistent with the express provions of this Act; and to do any such thing anywhere.

§ 7. MEMBERS.

(a) Under the terms and conditions prescribed in the by-laws adopted by it, an association may admit as members, or issue common stock to, persons only engaged in the production of the agricultural products to be handled by or through the association, including the lessees and tenants of land used for the production of such products and any lessors and landlords who receive as rent all or part of the crop raised on the leased premises.

(b) If a member of a non-stock association be other than a natural person, such member may be represented by any individual, associate, officer or manager or member thereof, duly authorized in writing.

(c) One association organized hereunder may become a member or stockholder of any other association or associations organized hereunder.

§ 8. ARTICLES OF INCORPORATION.

Each association formed under this act must prepare and file articles of incorporation, setting forth:

(a) The name of the association.

(b) The purposes for which it is formed.

(c) The place where its principal business will be transacted.

(d) The term for which it is to exist, not exceeding fifty (50) years.

(e) The number of directors thereof, which must be not less than five (5) and may be any number in excess thereof; the term of office of such directors; and the names and addresses of those who are to serve as incorporating directors for the first term, or until election and qualification of their successors.

(f) If organized without capital stock, whether the property rights and interest of each member shall be equal or unequal; and if unequal, the general rule or rules applicable to all members by which the property rights and interests, respectively, of each member may and shall be determined and fixed; and provision for the admission of new members who shall be entitled to share in the property of the association with the old members, in accordance with such general rule or rules. This provision or paragraph of the articles of incorporation shall not be altered, amended, or repealed except by the written consent or vote of three-fourths of the members.

(g) If organized with capital stock, the amount of such stock and the number of shares into which it is divided and the par value thereof.

The capital stock may be divided into preferred and common stock. If so divided, the articles of incorporation must contain a statement of the number of shares of stock to which preference is granted and the number of shares of stock to which no preference is granted and the nature and definite extent of the preference and privilege granted to each.

The articles must be subscribed by the incorporators and acknowledged by one of them before an officer authorized by the law of this State to take and certify acknowledgments of deeds and conveyances; and shall be filed in accordance with the provisions of the general corporation law of this State; and when so filed the said articles of incorporation, or certified copies thereof, shall be received in all the courts of this State and other places, as prima facie evidence of the facts contained therein and of the due incorporation of such asso-

ciation. A certified copy of the articles of incorporation shall also be filed with the Dean of the College of Agriculture of the University of Kentucky.

§ 9. Amendments to Articles of Incorporation.

The articles of incorporation may be altered or amended at any regular meeting or any special meeting called for that purpose. An amendment must first be approved by two-thirds of the directors and then adopted by a vote representing a majority of all the members of the association. Amendments to the articles of incorporation, when so adopted, shall be filed in accordance with the provisions of the general corporation law of this State.

§ 10. By-Laws.

Each association incorporated under this Act must, within thirty (30) days after its incorporation, adopt for its government and management, a code of by-laws, not inconsistent with the powers granted by this Act. A majority vote of the members or stockholders, or their written assent, is necessary to adopt such by-laws. Each association, under its by-laws, may provide for any or all of the following matters:

(a) The time, place and manner of calling and conducting its meetings.

(b) The number of stockholders or members constituting a quorum.

(c) The right of members or stockholders to vote by proxy or by mail or by both; and the conditions, manner, form, and effects of such votes.

(d) The number of directors constituting a quorum.

(e) The qualifications, compensation and duties and term of office of directors and officers; time of their election and the mode and manner of giving notice thereof.

(f) Penalties for violations of the by-laws.

(g) The amount of entrance, organization and membership fees, if any; the manner and method of collection of the same; and the purposes for which they may be used.

(h) The amount which each member or stockholder shall be required to pay annually or from time to time, if at all, to carry on the business of the association; the charge, if any, to be paid by each member or stockholder for services rendered by the association to him and the time of payment and the manner of collection; and the marketing contract between the association and its members or stockholders which every member or stockholder may be required to sign.

(i) The number and qualification of members or stockholders of the association and the conditions precedent to membership or ownership of common stock; the method, time and manner of permitting members to withdraw or the holders of common stock to transfer their stock; the manner of assignment and transfer of the interest of members and of the shares of common stock; the conditions upon which and time when membership of any member shall cease; the automatic suspension of the rights of a member when he ceases to be eligible to membership in the association; and the mode, manner and effect of the expulsion of a member; the manner of determining the value of a member's interest and provision for its purchase by the association upon the death or withdrawal of a member or stockholder, or upon the expulsion of a member or forfeiture of his membership, or, at the option of the association, the purchase at a price fixed by conclusive appraisal by the board of directors. In case of the withdrawal or expulsion of a member, the board of directors shall equitably and conclusively appraise his property interests in the association and shall fix the amount thereof in money, which shall be paid to him within one year after such expulsion or withdrawal.

§ 11. General and Special Meetings—How Called.

In its by-laws, each association shall provide for one or more regular meetings annually. The board of directors shall have the right to call a special meeting at any time; and ten per cent of the members or stockholders may file a petition stating the specific business to be brought before the association and demand a special meeting at any time. Such meeting

must thereupon be called by the directors. Notice of all meetings, together with a statement of the purposes thereof, shall be mailed to each member at least ten days prior to the meeting; provided, however, that the by-laws may require instead that such notice may be given by publication in a newspaper of general circulation, published at the principal place of business of the association.

§ 12. DIRECTORS—ELECTION.

The affairs of the association shall be managed by a board of not less than five directors, elected by the members or stockholders from their own number. The by-laws may provide that the territory in which the association has members shall be divided into districts and that the directors shall be elected according to such districts, either directly or by district delegates elected by the members in that district. In such a case the by-laws shall specify the number of directors to be elected by each district, the manner and method of reapportioning the directors and of redistricting the territory covered by the association. The by-laws may provide that primary elections should be held in each district to elect the directors apportioned to such districts and that the result of all such primary elections may be ratified by the next regular meeting of the association or may be considered final as to the association.

The by-laws may provide that one or more directors may be appointed by any public official or commission or by the other directors selected by the members or their delegates. Such directors shall represent primarily the interest of the general public in such associations. The director or directors so appointed need not be members or stockholders of the association; but shall have the same powers and rights as other directors. Such directors shall not number more than one-fifth of the entire number of directors.

An association may provide a fair remuneration for the time actually spent by its officers and directors in its service and for the service of the members of its executive committee. No director, during the term of his office, shall be a party to

a contract for profit with the association differing in any way from the business relations accorded regular members or holders of common stock of the association or others, or differing from terms generally current in that district.

The by-laws may provide for an executive committee and may allot to such committee all the functions and powers of the board of directors, subject to the general direction and control of the board.

When a vacancy on the board of directors occurs other than by expiration of term, the remaining members of the board, by a majority vote, shall fill the vacancy, unless the by-laws provide for an election of directors by district. In such a case the board of directors shall immediately call a special meeting of the members or stockholders in that district to fill the vacancy.

§ 13. Election of Officers.

The directors shall elect from their number a president and one or more vice presidents. They shall also elect a secretary and a treasurer, who need not be directors or members of the association; and they may combine the two latter offices and designate the combined office as secretary-treasurer; or unite both functions and titles in one person. The treasurer may be a bank or any depositary, and as such, shall not be considered as an officer, but as a function, of the board of directors. In such case, the secretary shall perform the usual accounting duties of the treasurer, excepting that the funds shall be deposited only as and where authorized by the board of directors.

§ 14. Stock—Membership Certificate—When Issued—Voting—Liability—Limitations on Transfer and Ownership.

When a member of an association established without capital stock has paid his membership fee in full, he shall receive a certificate of membership.

No association shall issue stock to a member until it has been fully paid for. The promissory notes of the members may be accepted by the association as full or partial payment. The association shall hold the stock as security for the payment of the note; but such retention as security shall not affect the member's right to vote.

No member shall be liable for the debts of the association to an amount exceeding the sum remaining unpaid on his membership fee or his subscription to the capital stock, including any unpaid balance on any promissory notes given in payment thereof.

No stockholder of a co-operative association shall own more than one-twentieth (1/20) of the common stock of the association; and an association, in its by-laws, may limit the amount of common stock which one member may own to any amount less than one-twentieth (1/20) of the common stock.

No member or stockholder shall be entitled to more than one vote, regardless of the number of shares of common stock owned by him.

Any association organized with stock under this act may issue preferred stock, with or without the right to vote. Such stock may be redeemable or retirable by the association on such terms and conditions as may be provided for by the articles of incorporation and printed on the face of the certificate.

The by-laws shall prohibit the transfer of the common stock of the association to persons not engaged in the production of the agricultural products handled by the association; and such restrictions must be printed upon every certificate of stock subject thereto.

The association may, at any time, as specified in the by-laws, except when the debts of the association exceed fifty (50) per cent of the assets thereof, buy in or purchase its common stock at the book value thereof, as conclusively determined by the board of directors, and pay for it in cash within one (1) year thereafter.

§ 15. Removal of Officer or Director.

Any member may bring charges against an officer or director by filing them in writing with the secretary of the association, together with a petition signed by five per cent of the members, requesting the removal of the officer or director in question. The removal shall be voted upon at the next regular or special meeting of the association and, by a vote of a majority of the members, the association may remove the officer or director and fill the vacancy. The director or officer, against whom such charges have been brought, shall be informed in writing of the charges previous to the meeting and shall have an opportunity at the meeting to be heard in person or by counsel and to present witnesses; and the person or persons bringing the charges againsts him shall have the same opportunity.

In case the by-laws provide for election of directors by districts with primary elections in each district, then the petition for removal of a director must be signed by twenty per cent of the members residing in the district from which he was elected. The board of directors must call a special meeting of the members residing in that district to consider the removal of the director; and by a vote of the majority of the members of that district, the director in question shall be removed from office.

§ 16. Referendum.

Upon demand for one-third of the entire board of directors, any matter that has been approved or passed by the board must be referred to the entire membership or the stockholders for decision at the next special or regular meeting; provided, however, that a special meeting may be called for the purpose.

§ 17. Marketing Contract.

The association and its members may make and execute marketing contracts, requiring the members to sell, for any period of time, not over ten years, all or any specified part

of their agricultural products or specified commodities exclusively to or through the association, or any facilities to be created by the association. If they contract a sale to the association, it shall be conclusively held that title to the products passes absolutely and unreservedly, except for recorded liens, to the association upon delivery; or at any other specified time if expressly and definitely agreed in the said contract. The contract may provide that the association may sell or re-sell the products delivered by its members, with or without taking title thereto; and pay over to its members the resale price, after deducting all necessary selling, overhead and other costs and expenses, including interest on preferred stock, not exceeding eight (8) per cent per annum, and reserves for retiring the stock, if any; and other proper reserves; and interest not exceeding eight (8) per cent per annum upon common stock.'

§ 18. Remedies for Breach of Contract.

(a) The by-laws or the marketing contract may fix, as liquidated damages, specific sums to be paid by the member or stockholder to the association upon the breach by him of any provision of the marketing contract regarding the sale or delivery or withholding of products; and may further provide that the member will pay all costs, premiums for bonds, expenses and fees, in case any action is brought upon the contract by the association; and any such provisions shall be valid and enforceable in the courts of this State; and such clauses providing for liquidated damages shall be enforceable as such and shall not be regarded as penalties.

(b) In the event of any such breach or threatened breach of such marketing contract by a member, the association shall be entitled to an injunction to prevent the further breach of the contract and to a decree of specific performance thereof. Pending the adjudication of such an action and upon filing a verified complaint showing the breach or threatened breach, and upon filing a sufficient bond, the association shall

be entitled to a temporary restraining order and preliminary injunction against the member.

(c) In any action upon such marketing agreements, it shall be conclusively presumed that a landowner or landlord or lessor is able to control the delivery of products produced on his land by tenants or others, whose tenancy or possession or work on such land or the terms of whose tenancy or possession or labor thereon were created or changed after execution by the landowner or landlord or lessor, of such a marketing agreement; and in such actions, the foregoing remedies for non-delivery or breach shall lie and be enforceable against such landowner, landlord or lessor.

§ 19. Purchasing Business of Other Associations, Persons, Firms or Corporations—Payment—Stock Issued.

Whenever an association, organized hereunder with preferred capital stock, shall purchase the stock or any property, or any interest in any property of any person, firm or corporation or association, it may discharge the obligations so incurred, wholly or in part, by exchanging for the acquired interest, shares of its preferred capital stock to an amount which at par value would equal the fair market value of the stock or interest so purchased, as determined by the board of directors. In that case the transfer to the association of the stock or interest purchased shall be equivalent to payment in cash for the shares of stock issued.

§ 20. Annual Reports.

Each association formed under this act shall prepare and make out an annual report on forms to be furnished by the Dean of the College of Agriculture of the University of Kentucky, containing the name of the association; its principal place of business; and a general statement of its business operations during the fiscal year, showing the amount of capital stock paid up and the number of stockholders of a stock association or the number of members and amount of membership fees received, if a non-stock association; the

total expenses of operations; the amount of its indebtedness or liabilities, and its balance sheets.

§ 21. Conflicting Laws Not to Apply.

Any provisions of law which are in conflict with this Act shall not be construed as applying to the associations herein provided for.

Any exemptions under any and all existing laws applying to agricultural products in the possession or under the control of the individual producer, shall apply similarly and completely to such products delivered by its farmer members, in the possession or under the control of the association.

§ 22. Limitation of the Use of Term "Co-operative."

No person, firm, corporation or association, hereafter organized or doing business in this State, shall be entitled to use the word "co-operative" as part of its corporate or other business name or title for producers' co-operative marketing activities, unless it has complied with the provisions of this act.

Any person, firm, corporation or association now organized and existing, or doing a producers' co-operative marketing business in this State and embodying the word "co-operative" as part of its corporate or other business name or title, and which is not organized in compliance with the provisions of this act, must, within six months from the date at which this act goes into effect, eliminate the word "co-operative" from its said corporate or other business name or title.

§ 23. Interest in Other Corporations or Associations.

An association may organize, form, operate, own, control, have an interest in, own stock of, or be a member of any other corporation or corporations, with or without capital stock, and engaged in preserving, drying, processing, canning, packing, storing, handling, shipping, utilizing, manufacturing, marketing or selling of the agricultural products handled by the association, or the by-products thereof.

If such corporations are warehousing corporations, they may issue legal warehouse receipts to the association against the commodities delivered by it, or to any other person and such legal warehouse receipts shall be considered as adequate collateral to the extent of the usual and current value of the commodity represented thereby. In case such warehouse is licensed or licensed and bonded under the laws of this State or the United States, its warehouse receipt delivered to the association on commodities of the association or its members, or delivered by the association or its members, shall not be challenged or discriminated against because of ownership or control, wholly or in part, by the association.

§ 24. CONTRACTS AND AGREEMENTS WITH OTHER ASSOCIATIONS.

Any association may, upon resolution adopted by its board of directors, enter into all necessary and proper contracts and agreements and make all necessary and proper stipulations, agreements and contracts and arrangements with any other co-operative corporation, association or associations, formed in this or in any other State, for the co-operative and more economical carrying on of its business or any part or parts thereof. Any two or more associations may, by agreement between them, unite in employing and using or may separtely employ and use the same personnel, methods, means and agencies for carrying on and conducting their respective businesses.

§ 25. ASSOCIATIONS HERETOFORE ORGANIZED MAY ADOPT THE PROVISIONS OF THIS ACT.

Any corporation or association, organized under previously existing statutes, may, by a majority vote of its stockholders or members, be brought under the provisions of this act by limiting its membership and adopting the other restrictions as provided herein. It shall make out in duplicate a statement signed and sworn to by its directors to the effect that the corporation or association has, by a majority vote of its stockholders or members, decided to accept the benefits

and be bound by the provisions of this act and has authorized all changes accordingly. Articles of incorporation shall be filed as required in Section 8, except that they shall be signed by the members of the then board of directors. The filing fee shall be the same as for filing an amendment to articles of incorporation.

§ 25a. Where any association may be incorporated under this act, all contracts heretofore made by or on behalf of same by the promoters thereof in anticipation of such association becoming incorporated under the laws of this State, whether such contracts be made by or in the name of some corporation organized elsewhere and when same would have been valid if entered into subsequent to the passage of this act, are hereby validated as if made after the passage of this act.

§ 26. Misdemeanor to Induce Breach of Marketing Contract of Co-operative Association; Spreading False Reports About the Finances or Management Thereof.

Any person or persons or any corporation whose officers or employees knowingly induce or attempt to induce any member or stockholder of an association organized hereunder to breach his marketing contract with the association, or who maliciously and knowingly spread false reports about the finances or management thereof, shall be guilty of a misdemeanor and be subject to a fine of not less than one hundred ($100) dollars and not more than one thousand ($1,000) dollars for each such offense; and shall be liable to the association aggrieved in a civil suit in the penal sum of five hundred ($500) dollars for each such offense.

§ 27. Warehousemen Liable for Damages for Encouraging or Permitting Delivery of Products in Violation of Marketing Agreements.

Any person, firm or corporation conducting a warehouse within the State of Kentucky who solicits or persuades or permits any member of any association organized hereunder to breach his marketing contract with the association by ac-

cepting or receiving such member's products for sale or for auction or for display for sale; contrary to the terms of any marketing agreement of which said person or any member of the said firm or any active officer or manager of the said corporation has knowledge or notice, shall be liable to the association aggrieved in a civil suit in the penal sum of $500.00 for each such offense; and such association shall be entitled to an injunction against such warehouseman to prevent further breaches and a multiplicity of actions thereon. In addition, said warehouseman shall pay to the association a reasonable attorney's fee and all costs involved in any such litigation or proceedings at law.

This section is enacted in order to prevent a recurrence or outbreak of violence and to give marketing associations an adequate remedy in the courts against those who encourage violations of co-operative contracts.

§ 28. Associations Are Not in Restraint of Trade.

Any association organized hereunder shall be deemed not to be a conspiracy nor a combination in restraint of trade nor an illegal monopoly; nor an attempt to lessen competition or to fix prices arbitrarily or to create a combination or pool in violation of any law of this State; and the marketing contracts and agreements between the association and its members and any agreements authorized in this act shall be considered not to be illegal nor in restraint of trade nor contrary to the provisions of any statute enacted against pooling or combinations.

§ 29. Constitutionality.

If any section of this act shall be declared unconstitutional for any reason, the remainder of the act shall not be affected thereby.

§ 30. Application of General Corporation Laws.

The provisions of the general corporation laws of this State and all powers and rights thereunder, shall apply to the associations organized hereunder, except where such pro-

visions are in conflict with or inconsistent with the express provisions of this Act.

§ 31. TAXATION.

The shares of corporations organized under this act shall be taxable as against the owner thereof as of the period of assessment of other personal property for taxation in this state.

Such shares will represent in the aggregate all the property held or owned by such corporation, and when taxed as against the individual owner, all of the property in the name of said association will thereby be taxed.

Under existing law, crops grown in the year of assessment are exempt from tax whilst owned by the producer. So much of the value of each share of said stock as may represent the owner's proportion of crops grown by him and delivered to the association as herein provided, shall be exempt from taxation, inasmuch as it is the same thing exempted now by the constitution and laws of this State to such grower.

§ 32. FILING FEES.

For filing Articles of Incorporation, an Association organized hereunder shall pay Ten (10) Dollars; and for filing an amendment to the Articles, Two and 50/100 ($2.50) Dollars.

§ 33. Whereas, the agricultural interests of the State are of the utmost importance to the people of Kentucky; and

Whereas, a demoralized condition of the farming interests of the State exists, injuriously affecting all other business; and

Whereas, the highest interests of the State generally, demand immediate relief; and

Whereas, this Act is designed and intended to afford such relief,

Therefore, an emergency is declared to exist and this Act shall become effective immediately upon its passage and approval as required by law.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with.

Said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provisions of the Constitution, were as follows, viz:

Those who voted in the affirmative were—

Samuel W. Adams	Arch L. Hamilton	Geo. W. Newman
B. C. Beckmann	Oscar P. Harvey	D. A. O'Donovan
J. E. Bickett	H. C. Hawkins	C. C. Olney
W. M. Boling	N. T. Hopkins	James Park
J. F. Bosworth	David J. Howard	Brodie Payne
Thos. Bowman	Frank J. Humbert	H. Walter Pierce
Berl Boyd	J. T. Jennings	S. R. Powell
John E. Brown	Lester Jeter	Arch M. Quarles
W. R. Button	Ira Jones	R. I. Rice
Sam A. Cary	James H. Johnson	J. L. Richardson
Chas. Chandler	Wright Kelly	Arthur Saunders
Lee Clark	S. B. Lane	David I. Scott
E. B. Cross	H. R. Lawrence	Lee L. Simons
J. C. Day	Leon P. Lewis	Reuben E. Skaggs
O. A. Denton	Martin Light	George W. Smith
G. Givens Dixon	Rufus Lisle	Ira D. Smith
A. W. Dorsey	C. C. May	R. F. Stewart
G. Lucien Drury	Harry J. Meyers	Frank L. Strange
H. C. Duffy	Claude D. Minor	H. V. Thompson
W. D. Duncan	R. C. Moore	Geo. F. Thompson
George W. Ellis	S. H. Moore	H. Q. Thompson
Mrs. M. E. Flannery	Ed. P. Murrah	Jas. H. Thompson
Emery L. Frazier	B. A. Muster	S. G. Thornberry
Dr. H. M. Fultz	C. D. McCaw	D. D. Thornberry
W. L. Gossett	W. T. McGuire	John M. Tinsley
Bryant Green	R. D. McMurtry	Garnett W. Tolin
Ed. A. Gullion	E. E. Nelson	N. I. Toombs
J. Edgar Hadden	Chas. A. Nelson	Chas. B. Truesdell

John L. Trumbo	W. T. Walker	J. B. Wicker	
Fred C. Vanhoose	W. S. Wallen	T. C. Willis	
Oscar Vest	W. D. Watkins		
Geo. C. Waggoner	W. G. Wheeler		—94

Resolved that the title thereof be as aforesaid.

Mr. Minor moved to reconsider the vote by which said bill was passed and that motion lie on the table.

Said motion was agreed to.

Upon the call of Counties and Representative Districts, bills were introduced, ordered printed and referred as follows, viz:

By Mr. Frazier.

H. B. 2. An Act authorizing the Court of Appeals to appoint an additional Commissioner of the Court of Appeals and provide clerical assistance for him.

To Committee on Court of Appeals.

By Mr. Stewart.

H. B. 3. An Act to provide for the establishment of two Normal schools for the training of white elementary teachers, and appropriating moneys for the maintenance and operation thereof.

To Committee on Appropriations.

By Mr. Ellis.

H. B. 4. An Act relating to Revenue and Taxation.

To Committee on Revenue and Taxation.

By Mr. Bosworth.

H. B. 5. An Act to amend Sec. 3828-2 relative to the parole of persons convicted of arson, burglary, homicide, murder, rape, robbery.

To the Committee on Kentucky Statutes.

By Mr. Clark.

H. B. 6. An Act to amend Section 18 of an act of the General Assembly of the Commonwealth of Kentucky passed at the 1918 session, which is chapter 64 of the Acts of 1918, relating to the drainage and prevention of overflow of lands, towns, cities, roads, streets, the establishment, organization and maintenance of drainage, levee and reclamation districts, etc.

To Committee on Public Ditches and Fences.

By Mr. H. Q. Thompson.

H. B. 7. An Act to provide for the payment of Pensions to aged people.

To Committee on Revenue and Taxation.

By Mr. Truesdell.

H. B. 8. An Act to repeal Chapter 38 of the Acts of the General Assembly of 1920, relating to the election and qualification of members of boards of trustees in graded common school districts; also Chapter 46 of the Acts of the General Assembly of 1920, relating to the establishment of independent, consolidated graded and high school; also Chapter 25 of the Acts of the General Assembly of 1920, relating to the condemnation of land by boards of trustees of graded common school districts; also Section 4464, Section 4500, and all

intervening sections, of the Kentucky Statutes, Carroll's Edition, 1918, relating to the management and control of graded common school districts; and in order to provide for a better system of graded schools and to provide for a more effective management and control of graded common schools in this Commonwealth, be there enacted in lieu of the above, the following sections, relating to the management and conduct of graded common school districts.

To Committee on Education No. 1.

By Mrs. Flannery.

H. B. 9. An Act repealing, amending and re-enacting sub-sections One, Three and Five of section 4535a, Carroll's Kentucky Statutes, 1915, Edition, relating to Normal School Districts and Normal Schools, and adding sections 28a relating to the duties of Board of Regents of the North Eastern Kentucky State Normal School, section 37 providing for appropriations for the benefit of the North Eastern Kentucky State Normal School, at Ashland, Kentucky, for acquiring sites, property, erection of buildings, manner of letting contracts and making payments therefor, section 38 providing for attendance of pupils in the North Eastern Kentucky Normal School District at a Normal School while the buildings are being erected and the said school established.

To Committee on Normal Schools.

By Mr. Berl Boyd.

H. B. 10. An Act to repeal Section nineteen hundred and thirty-eight sub-section a-5, Chapter fifty-seven, Carroll's 1915 Edition, Kentucky Statutes, Volume 3, relating to the hunting and killing of rabbits.

To Committee on Fish and Game.

By Mr. Oscar Vest.

H. B. 11. An Act relating to the inspection of illuminating oil.

To Committee on Kentucky Statutes.

By Mr. O. A. Denton.

H. B. 12. An Act repealing the whole of Chapter 36 of the Acts of 1920, it being an Act creating a County board of education, prescribing its duties, fixing the compensation of its members; providing for the election of county superintendent by said board, etc. And enacting in lieu thereof an act providing for the election of County superintendent of schools, fixing his qualification, compensation and term of office and prescribing his duties and fixing his bond; providing for a County board of education; providing for the levy of a tax for common school purposes in each county; prescribing the duties of the county tax commissioner, the county court clerk with reference to the assessment of the property subject to said tax and prescribing the duties of the County board of education and the fiscal court levying said tax, and prescribing the duties of the sheriff in collecting said taxes and making his settlement with the fiscal court; providing the manner of paying his commission for collecting same; providing for the election of common school district trustees and prescribing their duties; and providing for the employment of teachers.

To Committee on Education No. 2.

By C. C. Oney.

H. B. 13. An Act relating to unlawful carnal knowledge of children under the age of eighteen years, including both

sexes, and prescribing and fixing penalties for violations thereof, and amending and re-enacting Section 1155, Kentucky Statutes, Carroll 1915.

To Committee on Criminal Law.

By Mr. Walker.

H. B. 14. An Act relating to roads and bridges, and amending Chapter 17, Acts of the General Assembly of Kentucky, of 1920, by adding thereto, as Project Number 64, The Gateway to Missouri Highway, extending from Fenton to the Mississippi River, at or near Columbus, via, Mayfield and Clinton.

To Committee on Public Roads and Highways.

By Mr. Chas. A. Nelson.

H. B. 15. An Act providing for the making and maintenance of physical connection between the lines of two or more Telephone Companies entering any village, town municipality or any junction point where either of said lines maintains an exchange and providing for the rendation of services over said lines and providing a penalty for the violation of this Act.

To Committee on Railroads.

By. Mr. Gullion.

H. B. 16. An Act to amend the Act of the General Assembly of 1910, creating the Bureau of Vital Statistics, being paragraph 6062a, Chapter 63, Carroll's Kentucky Statutes, and to provide for the births and deaths registered in the Bureau of Vital Statistics.

To Committee on Public Health.

By Mr. Lewis.

H. B. 17. An Act for the benefit of the American Printing House for the Blind and making an appropriation for it.

To Committee on Appropriations.

By Mr. J. L. Richardson.

H. B. 18. An Act defining the civil liabilty of persons, firms or corporations owning or operating motor vehicles in this Commonwealth for damages caused by the negligence of their agents or servants or of person entrusted by the owner or operator of such motor vehicle or by his, her or its authority with the use or possession thereof.

To Committee on Municipalities.

By Mr. Frank J. Humbert.

H. B. 19. An Act to provide the pupils of the public schools of Kentucky with free textbooks and providing for rules governing the use and distribution and care thereof and providing for the payment thereof.

To Committee on Education No. 2.

By Mr. Vanhoose.

H. B. 20. A Bill fixing the places for holding the examinations for Mine Foremen, Fire Bosses, and Assistant Mine Inspectors.

To Committee on Mines and Mining.

By Mr. Adams.

H. B. 21. An Act authorizing the Fiscal Court in each County, having therein a City of the second class, to adopt, provide for and maintain a system of general indexing of the records of all the real estate in said Counties.

To Committee on Cities 2nd Class.

By Mr. O'Donovan.

H. B. 22. An Act relating to reward of enlisted Soldiers, Sailors, Marines and Army Nurses, and providing the payment thereof.

To Committee on Appropriations.

By Mr. Fultz.

H. B. 23. An Act to repeal, amend and re-enact Section 3, Chapter 65, pp. 315 to 330 insl., of the Acts of the General Assembly of 1918; relating to Pure Food, Drugs and Laboratories, approved March 27, 1918; the same being Section 2060 to 2060a with their sub-divisions, in Volume 3, Carroll's Kentucky Statutes of 1918, pp. 415 to 424.

To Committee on Pure Food.

By Mr. Meyers.

H. B. 24. An Act to amend sub-section 36 of Section 2380, Kentucky Statutes relating to Public Ditches.

To Committee on Public Ditches and Fences.

By Mr. Holder.

H. B. 25. An Act, repealing section eight of chapter thirty-nine of the Acts of One Thousand Nine Hundred and Twenty, entitled "An Act, repealing Sections one hundred

and seventy-seven, one hundred and seventy-eight, one hundred and eighty-three, one hundred and eighty-five, and one hundred and eighty-six of the common school law, the same being sections four thousand five hundred and one, four thousand, five hundred and two, four thousand, five hundred and two-a, four, four thousand five hundred and three, respectively, of the Kentucky Statutes, Carroll's Edition, 1915, relating to certification of teacher's, and granting of common school diplomas and re-enacting in lieu thereof new provisions."

To Committee on Education No. 1.

By Mr. Ira Smith.

H. B. 26. An Act for the Improvement of Public Highways of the Commonwealth, relating to the duties of abetting land owners, or those in control of same, in maintaining and keeping open the ditches and drains alongside said Highways, and providing for the proper enforcement thereof.

To Committee on Public Roads and Highways.

By Mr. Bowman.

H. B. 27. An Act repealing Section 2 of Chapter 168 of the Acts of 1918, and re-enacting the same.

To Committee on Criminal Law.

By Mr. S. A. Cary.

H. B. 28. An Act authorizing the Fiscal Courts of Counties of this Commonwealth to indemnify the United States against any and all claims for damages that might result from overflow of rivers improved by the United States by installing Locks and Dams.

To Committee on Internal Improvements.

By Mr. S. R. Powell.

H B 29 An Act to fix the pay of jury commissioners, grand jurors and petit jurors of the Circuit Courts of this Commonwealth

To Committee on Circuit Courts.

By Mr. Hamilton.

H. B. 30. An Act to create an Efficiency and Economy Commission, prescribing its duties, and fixing for the payment of the expenses thereof.

To Committee on Retrenchment and Reform.

By Mr. Wicker.

H. B. 31. An Act to promote the Sheep Industry and Provide a Tax on Dogs.

To Committee on Agriculture.

By Mr. Tinsley.

H. B. 32. An Act to provide the pupils of the public schools of Kentucky with free textbooks and providing for rules governing the use and distribution and care thereof and providing for the payment thereof.

To Committee on Education No. 2.

By Mr. B. A. Muster.

H. B. 33. An Act authorizing the State Board of Health to have supervision and control of the water sheds, streams, and ponds of this Commonwealth, so as to prevent the pollution or contamination of any water supply of any inhabitant,

village, town or city in this Commonwealth, and authorizing the State Board of Health to issue rules and regulations for the supervision and control of the water supply furnished to or used by any inhabitant, or any city, town or village in this Commonwealth, and to provide penalties for violations of this Act, or any rule or regulation issued by the State Board of Health pursuant to this Act.

To Committee on Public Health.

By Mr. Day.

H. B. 34. An Act to amend Section 4 of Chapter 112 of the Acts of 1918, relating to Dog Tax.

To Committee on Agriculture.

By Mr. McCaw.

H. B. 35. An Act to suppress and prohibit the issuance, distribution, gift, supplying or procurrance of trading stamps by any trading stamp company, persons, firms, corporation or merchants and to prohibit the redemption of any trading stamps by any trading stamp company, persons, firms, corporation or merchants; and to prohibit the advertisement of the issuance, distribution, gift, supplying or procurrance of trading stamps; and to prohibit the acceptance of any trading stamps by any person; and providing penalties for violations of its provisions.

To Committee on Kentucky Statutes.

By Mr. Cross.

H. B. 36. An Act to amend and re-enact Chapter 94 acts of 1916, of the General Assembly, of the Commonwealth of Kentucky, Kentucky Statutes Section 4482-a, Carroll's

Edition, 1918, being an act entitled "An Act to permit all graded school districts to levy 25c on each one hundred dollars worth of property in such district in addition to the amount that may now be levied, for the purpose of maintaining the school and erecting and repairing buildings."

To Committee on Education No. 1.

By Mr. Lane.

H. B. 37. An Act establishing the fiscal year of the Counties of the Commonwealth of Kentucky.

To Committee on Kentucky Statutes.

By Mr. C. C. May.

H. B. 38. An Act to amend sub-section 4 of Section 497 Kentucky Code relating to money of Infants.

Referred to Committee on Codes of Practice.

By Mr. Duncan.

H. B. 39. An Act creating a State Board of Mine Examiners, to examine coal miners, touching their qualifications as miners and mine laborers; prescribing the qualifications and duties of said board; fixing the time and place of holding examinations; prescribing the general form and nature of such examinations; providing for the payment of salaries and legitimate expenses of the members of said board and appropriating the sum of $10,000.00 per annum for the purpose of paying the salaries and expenses of the members of said board of mine examiners.

To Committee on Mines and Mining.

By Mr. Button.

H. B. 40. An Act to regulate Motor Vehicles.

To Committee on Public Roads and Highways.

By Mr. Hopkins.

H. B. 41. An Act to amend Sections 2251 and 2260, Carroll's Kentucky Statutes, 1915, providing a per diem of three dollars for grand and petit jurors in Circuit Courts.

To Committee on Circuit Courts.

By Mr. G. F. Thompson.

H. B. 42. An Act to amend Section 965 of the Kentucky Statutes relating to the time of holding Court in the 28th Judicial District.

To Committee on Circuit Courts.

By Mr. Waggoner.

H. B. 43. An Act providing for the registration of the sale, gift or disposal of such deadly weapons as may be concealed on the person, and such as are prohibited as "concealed deadly weapons" by the existing laws of this Commonwealth, and providing for penalties for violation of same.

To Committee on Criminal Law.

By Mr. Gossett.

H. B. 44. An Act to amend Section 4482a Kentucky Statues, relating to the levy of tax for Graded Schools.

To Committee on Education No. 1.

By Mr. Drury.

H. B. 45. An Act relating to divorce and providing means for the University of Kentucky.

To Committee on Kentucky Statutes.

By Mr. Strange.

H. B. 46. An Act to levy a tonnage tax for state road purposes upon coal mined and produced in the State of Kentucky.

To Committee on Revenue and Taxation.

By Mr. Wheeler.

H. B. 47. An Act to amend and repeal in part an act entitled:

"An Act relating to vehicles; regulating their use and operation upon the public highways of this Commonwealth; providing for the registration and licensing of motor vehicles; fixing the amount of the license, and manner of payment thereof; providing for the registration and licensing of operators of motor vehicles and the amount of such license; providing a method of registration of motor vehicles; preventing illegal traffic in motor vehicles; providing penalty for the violation of this act, and repealing any and all conflicting laws.

To Committee on Revenue and Taxation.

By Mr. Nelson.

H. B. 48. An Act to amend and re-enact Section 2627 of the Kentucky Statutes compiled by the Hon. John D. Carroll.

To Committee on Public Health.

By Mr. Meyers.

H. B. 49. An Act amending and re-enacting section 1, of the Act entitled, "An Act to amend and re-enact section 26, and to repeal section 27 of chapter 137 of the Acts of 1912, entitled, "An Act creating Boards of Education for cities of the second class, providing for the election thereof, defining their powers and duties, and repealing all laws in conflict therewith, approved March 19, 1912, "which said amending Act was passed by the General Assembly in 1918, and become a law without the approval of the Governor, and is now section 3235 a-26 Carroll's 1918 supplement to Kentucky Statues.

To Committee on Education No. 1.

Mr. Bosworth moved that when this House adjourn today it adjourn out of respect to Mr. Amos, whose father's death was reported.

Said motion was agreed to.

A message was received from the Senate announcing that they had passed a resolution of the following title, viz:

S. Res. 8. Resolution congratulating the people of Mexico upon the election of President Obregon.

Said Resolution is as follows, viz:

Whereas, There has existed in our neighboring republic of Mexico an era of strife and revolution in which life, liberty, property and the pursuit of happiness were at all times in jeopardy; and

Whereas, There has finally been elected to the Presidency of our great sister republic a man who promises to be the true savior to his country, the most Honorable General Alvaro Obregon; and

Whereas, President Obregon, himself a man of the people, enjoys the entire respect, confidence and enthusiastic backing of all classes in his country; and

Whereas, A new era of peace, prosperity and friendly relationship has been brought about by his excellency, President Obregon; and

Whereas, It is most fitting and appropriate that the great Commonwealth of Kentucky should join her sister states in a formal expression of friendship to the people of our sister republic and of commendation and confidence in President Obregon; now therefore be it

Resolved by the General Assembly of the Commonwealth of Kentucky:

That the General Assembly of the Commonwealth of Kentucky declares itself to be most pleased with the election of and administration by President Obregon, and takes pleasure in congratulating the people of Mexico upon the new era of peace and prosperity and friendly relationships which have been established; and be it further

Resolved, That the Clerk of the Senate is directed to forward copies of this resolution to the President of the United States and the Speaker of the United States House of Representatives, and to each of Kentucky's Senators and Representatives in Congress; and be it further

Resolved, That the Clerk of the Senate is directed to send to President Obregon a copy of this resolution.

Mr. Meyers moved that the Rules be suspended and that said resolution be taken up for consideration.

Said motion was agreed to.

Mr. Simons moved that said resolution be concurred in.

Said motion was agreed to.

Mr. Bosworth moved that Mr. Dennis Wooten be appointed Page to the Speaker of the House for the day without pay.

Said motion was agreed to.

Mr. Meyers moved that this session be extended until the Committee on Enrollments had reported.

Said motion was agreed to.

Mr. Dorsey of the Committee on Enrollments reported that they had examined and found correctly enrolled a bill of the following title, viz:

S. B. 1. An Act authorizing the formation of non-profit, co-operative associations, with or without capital stock, for the purpose of encouraging the orderly marketing of agricultural products through co-operation; defining the various terms used therein; enumerating the activities and powers of such an association; prescribing the rights and privileges of membership; providing for articles of incorporation, declaring what they shall contain, manner of executing and filing, method of amending same; providing for by-laws and what they may contain; providing for method of election of directors, filling of vacancies; powers and duties of directors; division into electing districts; appointment of executive committees and allotment of functions and powers; providing for officers, qualifications, election and functions; regulating issuance of membership certificates or stock and payment therefor; limiting personal liability of members for debts of association; regulating voting power of members and stockholders; authorizing issuance of preferred stock, with or without right to vote; and the retirement thereof; providing for removal of officers and directors; providing for referendum to members; providing for a marketing contract; and prescribing remedies for breach of contract, including liquidated dam-

ages, fees and all costs; authorizing injunction and general equitable remedies in the event of breach of agreement; stating presumption of control of products by landlords who have signed marketing agreements; providing for annual reports; providing that no provision of law in conflict with this act shall be construed as applying to such associations; providing that legal exemption of agricultural products in the possession of producers shall apply to such products in possession of, or under the control of, such associations; limiting the use of the word "Co-operative" in names for producers' co-operative marketing activities; and prescribing a penalty for violating such inhibition; permitting associations to organize other corporations or to own stock in other corporations; providing for agreements with other co-operative associations in this or other states and stating the purposes or reasons therefor; providing that associations heretofore organized may reorganize hereunder; making it a misdemeanor to induce a member to breach his marketing contract with the association, or spread false reports about it and prescribing a fine for each offence; making such offender liable to the association for a prescribed penalty therefor in a civil suit; providing liability to the association in a penal sum in certain cases for any person who knowingly solicits, persuades or permits any member of the association to breach his marketing contract; authorizing an injunction against such warehouseman; and providing for payment of all fees and costs; and setting out the reasons for such provisions; providing that no such association shall be deemed a conspiracy or an illegal combination or monopoly or in violation of any law of this state; and providing that marketing contracts shall not be considered illegal; providing that if any section of this act shall be declared unconstitutional, the remainder of the act shall not be thereby affected; providing that the general corporation laws of this state shall apply to such associations, except where inconsistent with express provisions hereof; providing for taxation respecting the association's shares and property; pro-

viding fees for filing articles of incorporation and amendments thereto; providing that this act may be hereafter indexed, and cited as "The Bingham Co-operative Marketing Act," and declaring an emergency to exist.

Thereupon all other business was suspended, said bill was read at length and examined in open House and the Speaker of the House in open session and in the presence of the House affixed his signature thereto.

Ordered that the Enrolling Clerk of the Senate return said bill to the Senate.

Mrs. Flannery sent to the Clerk's desk and had read a communication from Mrs. Frank L. McVey, Chairman of Fayette County L. W. D., requesting a joint session of the House and Senate for the purpose of hearing Mrs. Maud Wood Park, the National President of the League of Women Voters.

Mr. Minor moved that said communication be referred to the Committee on Rules.

Said motion was agreed to.

And then the House adjourned.

WEDNESDAY, JANUARY 11, 1922.

The House was opened with prayer by the Reverand Roger T. Nooe of the Christian Church of Frankfort.

The roll was called and the following Members answered to their names, viz:

Samuel W. Adams	W. M. Boling	Berl Boyd
B. C. Beckmann	J. F. Bosworth	John E. Brown
J. E. Bickett	Thos. Bowman	W. R. Button

Sam A. Cary
Chas. Chandler
Lee Clark
E. B. Cross
J. C. Day
O. A. Denton
G. Givens Dixon
A. W. Dorsey
G. Lucien Drury
H. C. Duffy
W. D. Duncan
George W. Ellis
Mrs. M. E. Flannery
Emery L. Frazier
Dr. H. M. Fultz
W. L. Gossett
Bryant Green
Ed. A. Gullion
J. Edgar Hadden
Arch L. Hamilton
Oscar P. Harvey
H. C. Hawkins
Thos. O. Holder
N. T. Hopkins
David J. Howard
Frank J. Humbert
J. T. Jennings
Lester Jeter
Ira Jones
James H. Johnson
Wright Kelly
S. B. Lane
H. R. Lawrence
Oscar Leibson
Leon P. Lewis
Martin Light
Rufus Lisle
C. C. May
Harry J. Meyers
Harry B. Miller
Claude D. Minor
R. C. Moore
S. H. Moore
Ed. P. Murrah
B. A. Muster
C. D. McCaw
W. T. McGuire
R. D. McMurtry
E. E. Nelson
Chas. A. Nelson
Geo. W. Newman
D. A. O'Donovan
C. C. Olney
James Park
Brodie Payne
H. Walter Pierce
S. R. Powell
Arch M. Quarles
R. I. Rice
J. L. Richardson
Arthur Saunders
David I. Scott
Lee L. Simons
Reuben E. Skaggs
George W. Smith
Ira D. Smith
R. F. Stewart
Frank L. Strange
H. V. Thompson
Geo. F. Thompson
H. Q. Thompson
Jas. H. Thompson
S. G. Thornberry
D. D. Thornberry
John M. Tinsley
Garnett W. Tolin
N. I. Toombs
Chas. B. Truesdell
John L. Trumbo
Fred C. Vanhoose
Oscar Vest
Geo. C. Waggoner
W. T. Walker
W. S. Wallen
W. G. Wheeler
J. B. Wicker
T. C. Willis

The reading of the Journal of yesterday's proceedings was dispensed with.

Mr. C. A. Nelson of the Committee of Rules to which the same had been referred reported a resolution of the following title, viz:

H. Res. 2. Resolution providing for the appointment of a Commission to investigate and report upon the condition at the Kentucky State Reformatory.

With an Amendment thereto by way of substitute therefore.

Mr. C. A. Nelson moved that the rules be suspended and that said resolution with the amendment be taken up for consideration.

Said motion was agreed to.

Said substitute is as follows:

Resolution providing for the investigation of the penal and charitable institutions of the Commonwealth of Kentucky.

Be it resolved by the House of Representatives, the Senate concurring:

That an investigating committee be appointed, consisting of four members of the House to be appointed by the Speaker and three members of the Senate to be appointed by the President Pro-tem of the Senate. Said investigating committee shall have full power to thoroughly investigate all the penal and charitable institutions in the State, that they, in their judgment, think should be investigated. Said Committee shall employ a stenographer and an expert accountant, and such other aid as they deem necessary. Said Committee shall have power to summon any State official or other persons in this Commonwealth, and to swear same.

Be it further resolved, that the Chairman of said Committee shall have the right to draw warrants upon the State Auditor for the payment of any and all expenses that this Commonwealth may incur in making a full investigation of the above named institutions. Said Committee to report its findings at the earliest possible moment.

Said substitute was agreed to.

Said resolution as amended was then adopted.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz:

Those who voted in the affirmative were—

Samuel W. Adams	Lester Jeter	J. L. Richardson
B. C. Beckmann	James H. Johnson	Arthur Saunders
J. E. Bickett	S. B. Lane	David I. Scott
W. M. Boling	H. R. Lawrence	Lee L. Simons
Berl Boyd	Leon P. Lewis	George W. Smith
John E. Brown	Martin Light	Ira D. Smith
W. R. Button	Rufus Lisle	R. F. Stewart
Lee Clark	C. C. May	H. V. Thompson
O. A. Denton	Harry J. Meyers	S. G. Thornberry
G. Givens Dixon	Harry B. Miller	D. D. Thornberry
A. W. Dorsey	Claude D. Minor	Garnett W. Tolin
G. Lucien Drury	R. C. Moore	N. I. Toombs
H. C. Duffy	S. H. Moore	Chas. B. Truesdell
W. D. Duncan	B. A. Muster	John L. Trumbo
George W. Ellis	C. D. McCaw	Fred C. Vanhoose
Mrs. M. E. Flannery	W. T. McGuire	Oscar Vest
Emery L. Frazier	E. E. Nelson	Geo. C. Waggoner
W. L. Gossett	Chas. A. Nelson	W. T. Walker
Bryant Green	D. A. O'Donovan	W. S. Wallen
Ed. A. Gullion	C. C. Oney	W. D. Watkins
J. Edgar Hadden	Brodie Payne	W. G. Wheeler
Arch L. Hamilton	H. Walter Pierce	J. B. Wicker
H. C. Hawkins	Arch M. Quarles	T. C. Willis
David J. Howard	R. I. Rice	

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Those who voted in the negative were—

J. F. Bosworth	Thos. O. Holder	R. D. McMurtry
Thos. Bowman	Frank J. Humbert	Geo. W. Newman
Sam A. Cary	J. T. Jennings	James Park
Chas. Chandler	Ira Jones	S. R. Powell
E. B. Cross	Wright Kelly	Geo. F. Thompson
J. C. Day	Oscar Leibson	H. Q. Thompson
Oscar P. Harvey	Ed. P. Murrah	John M. Tinsley

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Mr. Dorsey of the Committee on Enrollments reported that they had examined and found correctly enrolled Resolutions of the following titles, viz:

S. Res. 1. Joint resolution authorizing and empowering the Chief Clerk of the Senate and the Chief Clerk of the House of Representatives to employ stenographers.

S. Res. 5. Joint Resolution creating contingent fund for the purpose of paying the expenses incurred by the Chief Clerk of the Senate and the Chief Clerk of the House of Representatives under the direction of their respective Houses, providing for the method of disbursing said funds and providing for a report of expenditures under this resolution by said Clerks.

Thereupon all other business was suspended, said resolutions were read at length and examined in open House and the Speaker of the House in open session and in the presence of the House affixed his signature thereto.

Ordered that the Enrolling Clerk deliver said resolutions to the Senate.

Mr. Button offered the following resolution, viz:

Whereas, there is now pending in the United States Senate, at Washington, D. C., a bill, known as Capper-Volstead Bill, authorizing the orderly and co-operative marketing of farm products; and

Whereas, said bill has passed the House of Representatives of the United States; therefore

Be It Resolved, by the House of Representatives of the General Assembly of Kentucky, that a telegram urging their unstinted support of this measure be sent by this body to Senators A. O. Stanley and Richard P. Ernst.

Said resolution was agreed to.

Mrs. Flannery offered the following resolution, viz:

Be It Resolved, That the Kentucky House of Representatives in session assembled tender its sympathy to Mrs. Henry Watterson and family, on the death of their distinguished husband and father, Col. Henry Watterson, splendid citizen, great Kentuckian, life-long Democrat, rare genius and the greatest Editor that ever lived.

Said resolution was agreed to.

Mr. Tinsley offered the following resolution, viz:

H. Res. 4. Joint resolution inviting the National Committee for Mental Hygiene to make a survey of conditions in the State of Kentucky.

Ordered that said resolution be filed on Clerk's desk.

A message was received from the Senate announcing that they had passed resolutions of the following titles, viz:

S. Res. 6. Resolution commending to the people of Kentucky the National Health Exposition to be held in Louisville, Kentucky, Feb. 1 to 9, 1922.

S. Res. 7. Resolution authorizing the Senate and the House of Representatives to employ one Page and one Assistant Doorkeeper for the Senate and one Stenographer and one Assistant Doorkeeper for the House of Representatives.

Ordered that said resolution lie upon the Clerk's desk.

Mr. Hamilton of the Committee on Rules offered the following report, viz:

RULES OF THE HOUSE OF REPRESENTATIVES—SESSION 1922

The Committee on Rules respectfully report to the House the accompanying rules for its government during the present session.

Quorum of the House.

Rule 1. Five members of the House shall constitute a quorum for the purpose of adjourning; fifteen members for the purpose of calling a House, of sending for absent members and of making an order for their censure and fine; a majority of the members may proceed to business, and the numbers mentioned in this rule shall have power, in the absence of the Speaker, to elect a speaker pro tem. for the purposes above designated.

Hour of Meeting and Adjournment.

Rule 2. The standing hour of meeting each day shall be 10 o'clock a. m., standard time, and the standing adjournment shall be 1:30 p. m., except on Monday, when the hour of meeting shall be 1 o'clock p. m. and the hour of adjournment 3 p. m. Provided, however, that a majority of the House may elect to hold extra sessions at any time and extend the sitting of any session to any time within their discretion. The hour of meeting and adjournment of the body shall be governed by the House clock over the main entrance.

The Powers and Duties of the Speaker.

Rule 3. The Speaker shall take the chair every day at the hour to which the House adjourned on the preceding day; he shall immediately call the members to order, and, a quorum being present, shall cause the journal of the preceding day to be read.

Rule 4. He shall preserve decorum and order and, in case of disturbance or disorderly conduct in the gallery or lobbies, may cause the same to be cleared. He shall have general control, except as provided by rule of law, of the hall of the House and of the corridors and passages, of the unappropriated rooms in that part of the Capitol assigned to the use of the House, until further ordered. He may speak to points of order in preference to other members, rising from the chair for that purpose. He shall decide questions of order, subject to an appeal to the House on request of any two members, and the members appealing shall reduce the appeal to writing.

The Speaker shall have supervision over the Clerks, Sergeant-at-Arms, Doorkeeper, Janitor, Pages, or other employes of the House; and shall direct them as to their duties, and upon failure of any such officials to perform their duties, the Speaker shall have power to impose a fine upon such offender, not to exceed the per diem of such official or employe for each offense. Such fine shall be entered upon the journal and deducted from the compensation due such offender.

Rule 5. The standing committees of the House, herein named, shall be appointed by the Speaker.

Rule 6. The Speaker may state questions sitting, but shall rise to put a question.

Rule 7. Questions shall be distinctly put in this form, viz: "Gentlemen, you who are of the opinion that (as the question may be) say 'aye,' you of the contrary opinion say 'nay.'".

Rule 8. If the Speaker be in doubt as to the result of a vote, or a division be called for, the House shall divide; those in the affirmative of the question shall rise from their seats, and, afterward, those in the negative. If the Speaker be still in doubt, or a count be requested, the Speaker shall name two members, one from each side, to count those in the affirmative and the negative; which, being reported, he shall rise and state the decision of the House; provided, however,

that such decision or count shall not be allowed after the House shall have proceeded to other business.

Rule 9. The Speaker shall have the right to name any member to perform the duties of the chair, but such Speaker pro tem. shall not be empowered to act beyond a period of five days.

Rule 10. No person shall be permitted upon the floor of the House except the Governor, his Secretary, members of the Senate, such newspaper correspondents as may be authorized by the Speaker of the House, the Chief Executive of the United States, Judges of the Court of Appeals and of the Supreme Court of the United States and members of the Federal Congress, unless on special invitation of the House previously extended by vote of the House, and it shall be the duty of the Doorkeeper to exclude all persons not entitled to the floor of the House Chamber. If, however, other persons find their way to the floor, it shall be the duty of the Sergeant-at-Arms to remove them.

At least five minutes before the hour of convening each day the Sergeant-at-Arms shall clear the floor of the House Chamber of all persons not entitled to the floor, and shall announce in a loud and distinct voice, "All persons not entitled to the floor of the House under the rules thereof will now vacate the House Chamber." He shall then compel each and every person then in the House Chamber, who is not entitled to remain therein, to vacate.

Debate.

Rule 11. When a member is about to speak in debate or deliver any matter to the House, he shall rise from his seat and respectfully address the Speaker of the House as "Mr. Speaker," but shall not proceed until recognized by the Speaker, as the Representative from—.

Rule 12. If any member, in speaking or otherwise, transgress the rules of the House, the Speaker shall, or any member may, through the Speaker, call the offender to order; and

the member called to order shall immediately sit down unless permitted to explain, and the House, if appeal to, shall decide on the case without debate. If the decision be in favor of the member called to order, he shall be at liberty to proceed; if against him, and the case require it, he shall be liable to the censure of the House.

Rule 13. When two or more members rise at once, the Speaker shall name the member who is first to speak.

Rule 14. No member shall speak more than twice on the same question without leave of the House, and he shall not speak more than once until every member of the House choosing to speak has spoken. No member shall be allowed to speak longer than one hour in the aggregate.

Rule 15. While the Speaker is putting any question or addressing the House, no one shall walk about the House, or leave; neither, in such case nor when a member is speaking, shall any one talk or pass between the chair and the member who is speaking.

Rule 16. No member shall in debate name another.

Undebatable Motions.

Rule 17. Motions to proceed or dispense with the orders of the day, to dispense with any rule of the House, or take up business out of its regular order, to commit or recommit, except with instruction, shall be propounded without debate.

Rule 18. No explanation of any vote shall be permitted pending the call of the yeas and nays on an undebated motion.

Withdrawal of Motions.

Rule 19. After a motion is stated by the Speaker, or read by the Clerk, it shall be deemed in the possession of the House, but may be withdrawn by consent of the House at any time before a decision or amendment.

Motions.

Rule 20. After a motion is made and seconded it shall be stated by the Speaker, or, being in writing, shall be handed to the chair and read aloud by the Clerk before debate.

Rule 21. Every motion shall be reduced to writing if the Speaker or any member desire it.

Order of Motions in Debate.

Rule 22. When a question is under debate no motion shall be received, but

1. To fix the time to which the House shall adjourn.
2. Adjourn.
3. To lie on the table.
4. For the previous question.
5. To postpone to a day certain.
6. To commit.
7. To amend.
8. To postpone indefinitely.

Which several motions shall have precedence in the order in which they are arranged; and no motion to postpone to a day certain, to commit or postpone indefinitely being decided, shall be again allowed on the same day and at the same stage of the bill or proposition.

Motion to Adjourn.

Rule 23. A motion to adjourn shall always be in order except during roll call or pending a motion to fix the time to which the House shall adjourn, and shall be decided without debate.

Previous Question.

Rule 24. The previous question being moved and seconded, the question from the chair shall be: "Shall the main question be now put? If the nays prevail the main question shall not then be put. The effect of the previous question shall be to bring the House to a direct vote on amendments pro-

posed by a committee, if any; then on other pending amendments (and all amendments which have been read for information of the House by the Clerk shall be regarded as pending amendments); and then upon the main question. The ordering of the previous question shall put an end to all debate, except as follows: Before the vote on an amendment, the proposer of the amendment shall have five minutes, and then the proposer of the measure sought to be amended shall have five minutes; and before the vote upon the main question, the opponents of the measure shall have ten minutes and then the proposer of the measure shall have ten minutes to close the debate. When a measure or an amendment has been proposed by a committee, then the time given to the proposer shall be at the disposal of the chairman of the committee.

Divisions on Questions.

Rule 25. Any member may call for a division on the question when the sense will admit it.

Commitment of Motions.

Rule 26. Motions and reports may be committed at the pleasure of the House (see Rule 17, ante).

Amendments.

Rule 27. No motions or propositions on a subject different from that under consideration shall be admitted under color of amendment.

Elections.

Rule 28. In all cases of elections there shall be a previous nomination before the House.

Petitions, Memorials, Etc.

Rule 29. Petitions, memorials and other papers, addressed to the House, may be presented by any member in

his place; and in such case he shall briefly state the contents of said petitions, memorials and other papers, and which may be received, read and referred on the same day, by agreement of the House.

Calls of Yeas and Nays.

Rule 30. Upon a call of the yeas and nays on any question, the names of the members shall be called alphabetically, which shall be made at any time when a division or a count may be had, and upon the completion of any roll call the Speaker shall, upon the request of any member, order the Clerk to call the absentees once.

Call of the House.

Rule 31. On a call of the House the door shall not be shut against a member until his name is called twice, and then absentees shall be noted by the Clerk and fined one dollar, unless excused by the House.

Voting.

Rule 32. No member shall vote on any question in which he is directly or indirectly interested, or on any question unless he was within the bar of the House before the result was announced.

Rule 33. Every member in the House, when a question is put, or present before the result is announced, shall vote unless excused by the House; and all motions to excuse a member from voting shall be made before the House divides or before the call of the yeas and nays is commenced; and the motion or question to excuse a member shall be decided without debate, and in no event shall any member be excused from voting on a motion to excuse another member from voting. But this rule shall not apply to the Speaker, whose name shall not be called except on his own request, and then only at the end of the roll call, and before the result is announced; but in all cases of a tie the Speaker shall vote.

Rule 34. Before a vote shall be counted, the member casting it shall be either at his seat or visibly approaching it.

Order of Business.

Rule 35. The order of business of each day shall be as follows:

1. The reading of the Journal of the preceding day and the correction of any errors that may be found to exist therein.
2. Petitions.
3. Motions and resolutions, limited to one hour.
4. Reports of special and standing committees in the order as given in Rule 41.
5. The orders of the day, which shall be called at 12 o'clock each day.
6. Any business which did not belong to the orders of the day and which remains unfinished upon the adjournment of the House, or upon the call of the standing orders of the day, shall be the first business in order each day, upon the convening of the House. Any business which belongs to the standing orders of the day, which remains unfinished upon the adjournment of the House, shall be the first business when the orders of the day are resumed.

Introduction of Bills.

Rule 36. Subdivision 1. On each day after the first order above named in Rule 35, there shall be a call of the counties and representative districts for the introduction of bills and joint resolutions, which shall be privileged and take precedence of all other business of the House; provided, that the orders of the day be called for precisely at 12 o'clock on each day; and, provided, further, that upon the call of counties for the presentation of bills, in the event every county shall not have been called on the previous day, the Clerk shall, on the next day, commence the call where he left off at the last call.

On the call of each county and representative district, the member from said county shall rise from his seat and addressing the chair send to the Clerk's desk any bill or bills or joint resolution which he wishes to introduce, with the title thereof indorsed thereon in a plain and legible hand, which bill or joint resolution shall be read by its title, and thereon the Speaker shall order the same to be printed and refer the same to its appropriate committee for consideration and report, and from such order of reference by the Speaker the member introducing the bill may appeal to the House if he so desires. All bills shall be printed and distributed in the order in which they are introduced, and the usual number of copies of the same shall be printed for the use of the members of the Senate and House.

Subdivision 2. Upon the report of a bill or joint resolution by any committee, the Clerk shall report the same in full, which shall be considered the first reading of the bill or joint resolution, and shall be so entered upon the Journal. Any standing or special committee may originate a bill and introduce the same, when it shall have its first reading and be ordered printed.

Subdivision 3. The Clerk shall keep a register of all bills introduced in the House, or transmitted for concurrence from the Senate, in which shall be recorded, under appropriate heads, the progress of such bills from the date of their introduction to the time of their transmission, if House bills, to the Governor, or if Senate bills, their return to the Senate.

Subdivision 4. When a bill has had its first reading it shall be placed by the Clerk in a calendar to be kept by him, and said calendar shall be separate from the bills in the orders of the day. Each day when the House enters into the consideration of the orders of the day, the Clerk shall take up the calendar and give all bills therein their second reading, except such as have been placed there upon that day.

Rule 37. When a bill has been read a second time it shall be placed in the orders of the day or recommitted and when

next reached in the House, it shall be ready for amendment, recommitment or debate, or to be read a third time and placed upon its passage. A bill may be recommitted at any time before its passage.

Rule 38. When a bill shall have been referred to any committee, it shall be the duty of the chairman of such committee to submit the bill to the consideration of his committee, and such committee shall make such amendments to said bill as it may deem proper, and report said bill to the House with such amendments. A majority of the members of a committee shall be present before a bill may be considered. No bill shall be considered or a report on same determined upon, except when the committee is in session. A committee in reporting a bill to the House shall make its report in writing, and such report shall be signed by a majority of such committee, but after said majority report has been made the minority may make its report, which shall also be in writing, and signed by the members of the committee making such report. Bills shall not be engrossed except by order of the House, and the style of every bill shall be: "Be it enacted by the General Assembly of the Commonwealth of Kentucky." Provided, however, that no committee shall hold or refuse to report a bill for an unreasonable time, and if same shall not be reported in a reasonable time, the said bill may be called up by any member of the House and be considered in the same manner it would have been considered if it had been reported without expression of such committee. The House shall, at all times, be the judge of what shall constitute a reasonable or unreasonable length of time under this provision.

Rule 39. When a bill passes it shall be certified by the Clerk, who, at the foot thereof, shall note the day on which it passed.

Suspension of the Rules.

Rule 40. The standing rules of the House and the regular order of business shall not be suspended, amended or in-

terrupted unless by a vote of a majority of the members elected.

Standing Committees.

Rule 41. The following shall be and constitute the standing committees of the House of Representatives, and each committee shall be composed of nine members, except the Committee on Rules, which shall consist of fourteen members besides the Speaker; the Committee on Revenue and Taxation, which shall be composed of twelve members; the Committee on Banks and Banking, which shall be composed of eleven members; the Committee on Agriculture, which shall be composed of ten members; Immigration and Labor, Public Roads and Highways, which shall be composed of ten members, and the Committee on Enrollments, which shall be composed of five members:

Agriculture.
Alcoholic Liquor Traffic.
Appropriations.
Assignment of Committee Rooms.
Banks and Banking.
Compensation for Industrial Injuries.
Constitutional Amendments.
Corporate Institutions.
Commerce and Manufacturing.
Claims.
Classification of Cities and Towns.
Court of Appeals.
Circuit Courts.
County and City Courts.
Codes and Practice.
Criminal Law.
Charitable Institutions.
Cities of the Second and Third Class.
Cities of the Fourth Class.
Cities of the Fifth and Sixth Class.
Confederate Home.

Executive Affairs.
Education No. 1.
Education No. 2.
Enrollment.
Federal Relations.
Fish and Game.
Forestry.
Geological Survey.
Internal Improvements.
Immigration and Labor.
Insurance, Fire and Marine.
Insurance, Life and Accident.
Interurban and City Railways.
Judiciary.
Kentucky Statutes.
Juvenile Courts and Children's Home.
Military Affairs.
Mines and Mining.
Municipalities.
Normal Schools.
Printing.
Public Library.
Public Offices.
Public Health.
Public Roads and Highways.
Public Ditches and Fences.
Public Bridges.
Public Utilities.
Public Warehouses and Granaries.
Public Monuments and Historical Records
Pure Food.
Racing Commission.
Railroads.
Revenue and Taxation.
Retrenchment and Reform.
Redistricting, Legislative.

Redistricting, Congressional.
Redistricting, Judicial.
State Capitol.
State Fair.
Suffrage and Elections.
Sinking Fund.
State Prison and House of Reform.
State University.
Tuberculosis.
Ways and Means.
Waterways and Ferries.
Rules.

And it shall not be competent for the House by vote or otherwise to add any one to the membership of either of said committees; but a vacancy from any cause may be filled by appointment by the Speaker.

Rule 42. The Committee on Enrollment may report at any time when not excluded by a privileged motion; provided, that when any committee shall have occupied the morning hour on two days it shall not be in order for such committee report further until the other committees are called. And provided, also, that no bill shall be reported by any committee which was introduced after said committee began to report.

Committee of the Whole.

Rule 43. It shall be the standing order of the day throughout the session for the House to resolve itself into a committee of the whole House on the state of the Commonwealth.

Rule 44. When a bill or other matter is committed to a committee of the whole House the question of going into the committee of the whole shall be first in the order of the day.

Rule 45. In committee of the whole House, bills shall

be read and debated by sections, leaving the preamble and the title to be the last considered.

Rule 46. All amendments made to an original House bill or resolution in committee of the whole House shall be incorporated in the original and so reported.

Rule 47. All questions, whether in the committee or in the House, shall be disposed of in the order in which they are moved, except that in filling blanks the largest sum and the most remote day shall be put first.

Rule 48. The rules of the House shall be observed in committee when applicable, except the rule limiting the time of speaking.

Fines.

Rule 49. All fines imposed on absentees shall be collected by the Sergeant-at-Arms and covered into the Treasury.

Clerk's Duty.

Rule 50. The Clerk or Assistant Clerk shall report all bills or resolutions to the Senate unless otherwise ordered by the House.

Rule 51. No member or other person shall remain by the Clerk's desk when the yeas and nays are being called.

Rule 52. All bills and joint resolutions originating in the Senate and reported to this House as passed therein, shall be read by their titles when the Speaker shall refer them to appropriate committees.

Duties of the Enrolling Clerk.

Rule 53. The Enrolling Clerk of the House shall each day call upon the Clerk and when not engaged in enrolling bills, shall perform such duties as he may direct, take charge of all House bills as soon as they are reported back to the House and ready to be enrolled; keep an accurate account of and carefully preserve all of them; cause them without delay to be plainly and legibly enrolled without blots, erasures, or

interlineations, and present the same when enrolled to the Committee on Enrollments, who shall immediately report them to the House for comparison and the signature of the Speaker; and when signed by the Speaker of the House, the Enrolling Clerk shall deliver them at once to the Senate or such committee as may be authorized to receive them in that body. All original House bills shall be returned by the Enrolling Clerk to the Clerk of the House at the time of the signing of the enrolled bills, and the Clerk of the House shall carefully preserve them.

Doorkeeper and Sergeant-at-Arms.

Rule 54. The Chief Clerk or his Assistant, the Doorkeeper, the Sergeant-at-Arms, and all employes under them shall be in the House thirty minutes before the hour for the House to convene; and five minutes before the hour for the meeting of the House each day, the Doorkeeper and Sergeant-at-Arms shall see that the floor of the House is cleared of all persons, except those privileged to remain. (See Rule 10.) And the Sergeant at-Arms is empowered to deputize as many assistant Sergeant-at-Arms as he may deem necessary to carry out the order of the Speaker under Rule 4 of these rules.

Motion to Reconsider.

Rule 55. A motion to reconsider any action of the House shall be in order if made in open session for a period of three days, Sundays included, from the time said vote was taken; but such motion shall not be in order after action has been had by the House in consequence of the decision proposed to be reconsidered, or after it has been sent to the Senate or Governor.

General Provisions.

Rule 56. On all questions not provided for in the foregoing rules, the House shall be governed by parliamentary law or usage; provided, the author of any measure shall have

five minutes' time in which to explain upon a motion to lay on the table.

Rule 57. Whenever any committee shall report to the House a bill with the expression of opinion that it should not pass, said bill shall not be entitled to a reading unless it is ordered by a vote of the House; and upon the question whether or not said bill shall be read, the report of the committee to the contrary notwithstanding, no debate shall be allowed, except that the originator of the bill, or any one indicated by him, shall have ten minutes in which to explain the bill; and any one member of the committee who favors the report of the committee may have a like time in which to explain the action of the committee, and then if said bill shall be ordered to a reading, it shall be read the first time in full and recommitted or placed in the calendar.

Appropriations.

Rule 58. No bill or resolution appropriating money shall come up for final action in the House until it has been referred to and reported upon by the Committee on Appropriations.

Rule 59. During the last twenty days of the session the Committee on Rules shall have the power at any time to call from the orders of the day any bill or resolution, and propose the same to the House for consideration, and should the House decide by vote to consider it, it shall be submitted for passage. The committee shall be authorized to call from other committees any bill or resolution in their hands and have them advanced to the reading to which the bills may be entitled. Provided, however, that for the first fifteen days thereof the said committee shall in its discretion cause to be posted one day prior thereto a list of bills and resolutions which are to be called, but said committee may withdraw from said list any bills or resolutions so posted, but shall not be permitted to substitute any other bill or resolution therefor.

Rule 60. If any bill, motion or resolution has been, by vote, carried or lost, and a motion is made to reconsider the vote by which the bill, motion or resolution was carried or lost, and said motion to reconsider is laid upon the table, then no further motion shall be entertained relative to subject matter carried by said bill, motion or resolution, unless by the unanimous consent of the House.

Rule 61. All pairs announced in the House shall be entered on the Journal.

Rule 62. When the roll is being called on any proposition and the hour of adjournment arrives, the time for adjournment shall be extended until said roll call has been completed and the result announced.

Rule 63. Five hundred copies of these rules shall be printed immediately for the use of the General Assembly.

Mr. Waggoner moved that the Chief Clerk be directed to read only such portions of the Rules as reported as made any changes in the Rules of the session of the General Assembly of 1922.

Said motion was agreed to.

Mr. Richardson moved that the consideration of said rules be made a special order for tomorrow at eleven o'clock A. M.

Mr. Meyers moved to amend said motion by providing that said Rules be taken up for immediate consideration.

Said motion of Mr. Meyers was agreed to.

The motion of Mr. Richardson was disagreed to.

Mr. Meyers moved that the vote by which said Rules be taken up for immediate consideration be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

Mr. Waggoner moved that all of said Rules be adopted with the exception of Rule 59 and that said last named Rule be recommitted to the Committee on Rules.

Mr. Meyers raised a point of order.

Which was sustained by the Chair.

Mr. Meyers moved that this Session be extended until the matter under consideration be disposed of.

Said motion was agreed to.

Mr. Richardson offered the following amendment to Rule 59, viz:

Amend Rule 59 by inserting instead of the word "20", the word "10" and inserting the word "5" instead of the word "15" in ..... thereof.

The Speaker announced that every member of the House would be given an opportunity to discuss the merits of said amendment.

After all Members had availed themselves of the privilege extended by the Speaker.

Mr. Meyers moved the previous question.

Said motion was agreed to.

Said Amendment was disagreed to.

The yeas and nays being required thereon by Messrs. Meyers and Minor were as follows, viz:

Those who voted in the affirmative were—

Thos. Bowman	R. O. Huntsman	David I. Scott
Sam A. Cary	J. T. Jennings	Reuben E. Skaggs
E. B. Cross	Wright Kelly	Geo. F. Thompson
H. C. Duffy	Oscar Leibson	H. Q. Thompson
Dr. H. M. Fultz	S. H. Moore	S. G. Thornberry
W. L. Gossett	Ed. P. Murrah	John M. Tinsley
Ed. A. Gullion	R. D. McMurtry	Chas. B. Truesdell
Oscar P. Harvey	Geo. W. Newman	John L. Trumbo
Thos. O. Holder	James Park	Fred C. Vanhoose
N. T. Hopkins	S. R. Powell	Geo. C. Waggoner
Frank J. Humbert	J. L. Richardson	J. B. Wicker

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Those who voted in the negative were—

Samuel W. Adams	David J. Howard	Brodie Payne
B. C. Beckmann	Lester Jeter	H. Walter Pierce
J. E. Bickett	Ira Jones	Arch M. Quarles
W. M. Boling	S. B. Laue	R. I. Rice
Berl Boyd	H. R. Lawrence	Arthur Saunders
John E. Brown	Leon P. Lewis	Lee L. Simons
W. R. Button	Martin Light	George W. Smith
Lee Clark	Rufus Lisle	Ira D. Smith
O. A. Denton	C. C. May	R. F. Stewart
G. Givens Dixon	Harry J. Meyers	Frank L. Strange
A. W. Dorsey	Harry B. Miller	H. V. Thompson
G. Lucien Drury	Claude D. Minor	D. D. Thornberry
W. D. Duncan	R. C. Moore	Garnett W. Tolin
George W. Ellis	B. A. Muster	N. I. Toombs
Mrs. M. E. Flannery	C. D. McCaw	Oscar Vest
Emery L. Frazier	W. T. McGuire	W. T. Walker
Bryant Green	E. E. Nelson	W. S. Wallen
J. Edgar Hadden	Chas. A. Nelson	W. D. Watkins
Arch L. Hamilton	D. A. O'Donovan	W. G. Wheeler
H. C. Hawkins	C. C. Oney	T. C. Willis

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Mr. Meyers moved that said Rules be adopted as the Rules of this House for this Session.

Said motion was agreed to.

The hours of one-thirty P. M. having arrived.

The House adjourned.

THURSDAY, JANUARY 12, 1922

The House was opened with prayer by the Rt. Rev. Father Edward G. Klosterman of the Roman Catholic Church of Frankfort.

The roll was called and the following Members answered to their names, viz:

Samuel W. Adams	Mrs. M. E. Flannery	Oscar Leibson
B. C. Beckmann	Emery L. Frazier	Leon P. Lewis
J. E. Bickett	Dr. H. M. Fultz	Martin Light
W. M. Boling	W. L. Gossett	Rufus Lisle
J. F. Bosworth	Bryant Green	C. C. May
Thos. Bowman	Ed. A. Gullion	Harry J. Meyers
Berl Boyd	J. Edgar Hadden	Harry B. Miller
John E. Brown	Arch L. Hamilton	Claude D. Minor
Sam A. Cary	Oscar P. Harvey	R. C. Moore
Chas. Chandler	H. C. Hawkins	S. H. Moore
Lee Clark	Thos. O. Holder	Ed. P. Murrah
E. B. Cross	N. T. Hopkins	B. A. Muster
J. C. Day	David J. Howard	C. D. McCaw
O. A. Denton	Frank J. Humbert	W. T. McGuire
G. Givens Dixon	J. T. Jennings	R. D. McMurtry
A. W. Dorsey	Lester Jeter	E. E. Nelson
G. Lucien Drury	Ira Jones	Chas. A. Nelson
H. C. Duffy	James H. Johnson	Geo. W. Newman
W. D. Duncan	S. B. Lane	D. A. O'Donovan
George W. Ellis	H. R. Lawrence	C. C. Oney

James Park	R. F. Stewart	Chas. B. Truesdell
Brodie Payne	Frank L. Strange	John L. Trumbo
H. Walter Pierce	H. V. Thompson	Fred C. Vanhoose
S. R. Powell	Geo. F. Thompson	Oscar Vest
Arch M. Quarles	H. Q. Thompson	Geo. C. Waggoner
R. I. Rice	Jas. H. Thompson	W. T. Walker
Arthur Saunders	S. G. Thornberry	W. S. Wallen
David I. Scott	D. D. Thornberry	W. D. Watkins
Lee L. Simons	John M. Tinsley	W. G. Wheeler
Reuben E. Skaggs	Garnett W. Tolin	J. B. Wicker
George W. Smith	N. I. Toombs	T. C. Willis
Ira D. Smith		

The reading of the Journal of yesterday's proceedings was dispensed with.

Ordered that Messrs. Button and Richardson be granted an indefinite leave of absence.

Mr. Strange offered the following resolution, viz:

Resolution requesting the State Highway Commission to furnish the House of Representatives with certain information.

Be it resolved by the House of Representatives of the Commonwealth of Kentucky:

That the State Highway Commission be directed to furnish this House with the following information:

1. A Statement of all revenues from any source credited to the road funds of the Commonwealth of Kentucky since the present road law became effective, to-wit: On or about June 18, 1920.

2. That the Commission furnish also a complete accounting of all moneys expended out of said revenues since said date up to the present time, including all moneys paid out for the construction, reconstruction, repair or mainten-

ance of roads and highways, and all moneys paid out for the administration of the law and the operation of said Highway Commission, giving a detailed account of each and every officer and employe of the Highway Commission, the amount of monthly salary received by each and a statement as to the duties performed by each.

3. A complete statement of all roads by mileage constructed, reconstructed, repaired or maintained in the commonwealth of Kentucky since the adoption of the Act above referred to.

4. A detailed statement of all contracts which have been let for the construction, reconstruction, repair or maintenance of roads in the Commonwealth of Kentucky whether same have been completed or are still in process of construction, and a statement of all such contracts that have not been begun, together with a statement of such as are now advertised to be let.

Also a detailed statement of all roads and highways which have been taken from under said Act by the State Highway Commission from various counties for maintenance by the State, giving such facts with relation thereto as the Commission may have in its possession.

5. The foregoing information and data to be furnished to the House of Representatives at the earliest possible convenient time.

Said resolution was adopted.

Mrs. Flannery offered the following resolution, viz:

H. Res. 5. Resolution requesting a Joint Session of the House and Senate for the purpose of noting the presentation in the Commonwealth of Kentucky of a portrait of Mrs. Madeline McDowell Breckinridge.

Whereas, the membership of the Kentucky Equal Rights Association will, at two p. m. Monday, January 16, 1922, in

the House of Representatives, present to the Commonwealth of Kentucky a portrait of Mrs. Madeline McDowell Breckinridge, recently President of the Kentucky Equal Rights Association, which same is to commemorate her work as a member of said Association, as well as her many other activities in charitable, educational and civic movements in the Commonwealth;

Be it resolved by the House of Representatives of the Commonwealth of Kentucky, the Senate thereof concurring:

That the House and Senate meet at the time indicated in the Preamble hereof for the purpose of noting the unveiling and presentation of the portrait of Mrs. Breckinridge to the Commonwealth of Kentucky.

Said resolution was adopted.

Mr. Minor offered the following resolution, viz:

Whereas, Kentucky is essentially an agricultural State, the prosperity of the greater number of the citizens of Kentucky coming from agricultural pursuits, and,

Whereas, during the past two years owing to poor crops, decline in prices of farm products, and general financial depression the farming and agricultural interests have met with a severe condition, which has meant in many instances ruin, and almost ruin in the whole, and

Whereas, Judge Robert W. Bingham, Owner and Editor of the Louisville Times and Courier-Journal, has not only used his two splendid newspapers to advance the cause of the farmers and agriculturists of Kentucky, but has, without doubt, spent much of his own money and given much of valuable time to this laudable cause, and,

Whereas, we the members of the House of Representatives coming from all sections of Kentucky are heartily in accord with the splendid work thus far accomplished by Judge

Bingham and realizing that his work has been done in the true Kentucky spirit, for Kentucky, therefore

Be it resolved by the House of Representatives of the General Assembly of Kentucky:

That, we as the duly elected Representatives of Kentucky do for and on behalf of the farmers and agriculturists of Kentucky thus express to Judge Bingham our sincere thanks for the splendid work he has done, and the fine spirit he has shown, in behalf of the farming and agricultural interests of Kentucky; and, that a copy of this resolution be transmitted by the Chief Clerk of this House forthwith to Judge Bingham.

Said resolution was agreed to.

The House took up for consideration from the Clerk's desk a resolution of the following title, viz:

S. Res. 6. Resolution commending to the people of Kentucky the National Health Exposition to be held in Louisville, Kentucky, February 1 to 9, 1922.

Said Resolution is as follows, viz:

Whereas, it appears from the statistical record of illness and death in the State of Kentucky, as compiled by the State Board of Health of Kentucky, that the total deaths in Kentucky in 1920 numbered 28,823, and that of these deaths forty-four in every hundred might have been prevented by a thorough knowledge on the part of the people concerning the means of safeguarding their health.

And whereas all the medical science in the world will not lower death rates until the people learn to do the things necessary to avoid and prevent sickness.

And whereas the loss to the people of the State from disease and death that could be avoided is estimated as three times the total amount of taxes paid into the State Treasury.

And whereas, a National Health Exposition will be held in the City of Louisville, February 1 to 9, 1922.

And whereas this Exposition is purely a public enterprise, designed to enlighten the people as to means of conserving individual and community health.

And whereas this Exposition represents the enterprise and activity of the United States Public Health Service, the State Board of Health of Kentucky, the Board of Health of Jefferson County, the Health Department of the City of Louisville and various National, State and City organizations united in the common purpose of saving life by visual education.

Be it resolved by the General Assembly of the Commonwealth of Kentucky:

That the National Health Exposition is recommended to the people of Kentucky, that they may visit it, examine its exhibits, attend its lectures and demonstrations, and thereby benefit themselves as individuals and the State as a whole by carrying back into their own communities the lessons taught by the Exposition—that health, comfort and happiness may be increased in Kentucky, and that the progress of disease and death may be checked.

Said resolution was concurred in.

The House took up for consideration from the Clerk's desk a resolution of the following title, viz:

S. Res. 7. Resolution authorizing the Senate and the House of Representatives to employ one Page, one Assistant Doorkeeper for the Senate and one Stenographer and one Assistant Doorkeeper for the House of Representatives.

Said Resolution is as follows, viz:

Be it resolved by the General Assembly of the Commonwealth of Kentucky:

That the Senate is hereby authorized to employ Andrew Conroy Wallace of Richmond, Kentucky, as Page, with salary of two dollars and fifty cents per day, and F. Boone Rapier of Nelson County, Assistant Doorkeeper of the Senate, with salary of five dollars per day, and the House of Representatives is hereby authorized to employ Miss Virginia Thomas of Franklin County, Stenographer for the House of Representatives, with salary of five dollars per day, and Lonnie Smith of Trimble County, Assistant Doorkeeper of the House of Representatives, with salary of five dollars per day.

The Auditor of Public Accounts is hereby directed to draw his warrant upon the State Treasurer for the amounts hereby specified for each of the persons named herein, upon the voucher of the Chief Clerk of the Senate and Chief Clerk of the House of Representatives, respectively.

This resolution shall become effective upon its passage and approval of the Governor.

Said Resolution was concurred in.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution, were as follows, viz:

Those who voted in the affirmative were—

Samuel W. Adams	Chas. Chandler	Dr. H. M. Fultz
B. C. Beckmann	J. C. Day	Bryant Green
J. E. Bickett	O. A. Denton	Ed. A. Gullion
W. M. Boling	G. Givens Dixon	J. Edgar Hadden
J. F. Bosworth	A. W. Dorsey	Arch L. Hamilton
Thos. Bowman	G. Lucien Drury	Oscar P. Harvey
Berl Boyd	W. D. Duncan	Thos. O. Holder
John E. Brown	Mrs. M. E. Flannery	N. T. Hopkins
Sam A. Cary	Emery L. Frazier	David J. Howard

Frank J. Humbert	C. D. McCaw	R. F. Stewart
R. O. Huntsman	W. T. McGuire	Frank L. Strange
J. T. Jennings	R. D. McMurtry	H. V. Thompson
Lester Jeter	E. E. Nelson	Geo. F. Thompson
Ira Jones	Chas. A. Nelson	H. Q. Thompson
James H. Johnson	D. A. O'Donovan	D. D. Thornberry
S. B. Lane	C. C. Otey	John M. Tinsley
H. R. Lawrence	James Park	Garnett W. Tolin
Oscar Leibson	Brodie Payne	N. I. Toombs
Leon P. Lewis	H. Walter Pierce	Chas. B. Truesdell
Martin Light	S. R. Powell	Geo. C. Waggoner
Rufus Lisle	R. I. Rice	W. T. Walker
C. C. May	Arthur Saunders	W. S. Wallen
Harry J. Meyers	David I. Scott	W. D. Watkins
Harry B. Miller	Lee L. Simons	W. G. Wheeler
Claude D. Minor	Reuben E. Skaggs	J. B. Wicker
R. C. Moore	George W. Smith	T. C. Willis
Ed. P. Murrah	Ira D. Smith	

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Those who voted in the negative were—

Lee Clark	Geo. W. Newman	John L. Trumbo
E. B. Cross	Arch M. Quarles	Fred C. Vanhoose

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Mr. Minor moved that the Chief Clerk of the House be directed to draw his requisition through the Commission of Public Printing on the Public Printer and to have printed five hundred copies of the Rules of this House and Committee Assignments in pamphlet form.

Said motion was agreed to.

A Message was received from the Senate announcing that they had rejected a resolution which originated in this House of the following title, viz:

H. Res. 1. Resolution appointing a Committee to investigate the necessity of sending and maintaining State troops in the City of Newport, Kentucky.

A message was received from the Senate announcing that they had adopted a resolution of the following title, viz:

S. Res. 2. Resolution directing the Governor to designate the second Sunday in May as "Mother's Day" and to display the flag on the State Building.

Ordered that said resolution lie on the Clerk's desk.

Mr. Quarles sent to the Clerk's desk and had read the following communication, viz:

Frankfort, Ky., January 12, 1922.

To the House of Representatives:

On behalf of Hiram Lodge No. 4, F. and A. M., I have been directed to extend to you the following invitation:

Hiram Lodge No. 4, F. and A. M., extend a cordial invitation to all Masons in the Legislature to attend the Lodge meetings while sojourning in this city. The lodge will meet this evening in regular communication and the entered apprentice degree will be conferred upon a class of candidates.

A Club, Masonic Clubroom, is maintained on the second floor Masonic Temple Building, and all Masons are privileged to make themselves at home there from 10 A. M. to 10 P. M. each day.

The regular meetings of the Hiram Lodge are held on the second and fourth Thursdays.

Frankfort Chapter No. 3, first Thursday of each month.

Frankfort Commandary No. 4, third Thursday of each month.

Ordered that said communication be filed.

Mr. Simons sent to the Clerk's desk and had read the following communication, viz:

January 11, 1922.

Hon. Lee L. Simons, Member,
House of Representatives, Frankfort, Ky.

My Dear Mr. Simons:

The Kentucky School for the Blind would like to have the oportunity to present before the Members of the General Assembly an entertainment and demonstration of the work of the School on next Wednesday, January 18, at three P. M., in the House Chamber.

We would esteem it a great honor to have this privilege and we hope that the Members of the Senate and House can come together in joint session at this time to see what Kentucky is endeavoring to do for her blind children.

May we ask you to extend our most cordial invitation to the House of Representatives and we promise them an interesting time.

With appreciation of your interest and co-operation, believe me,

Very sincerely,
SAMUEL B. MERWIN,
Superintendent.

Ordered that said communication be filed.

Mr. Minor moved that this session be extended indefinitely.

Said motion was agreed to.

Mr. Minor moved that when this House adjourned today it be to meet on Monday, January 16, at one o'clock P. M.

Said motion was agreed to.

Mr. Meyers moved that the motion last above named be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

Upon a call of Counties by Representative Districts Bills were introduced of the following titles, ordered printed and referred as follows, viz:

By R. O. Huntsman.

H. B. 50. An Act to amend and re-enact section 4148 Kentucky Statutes (Carroll's Edition 1915) and being section number Twenty of Article Eight, Chapter 108, under Revenue and Taxation.

To Committee on Revenue and Taxation.

By G. W. Tolin.

H. B. 51. An Act to amend Section 244 of the criminal code of practice, sixth edition, 1919, edited by Hon. John D. Carroll, relating to separation of juries made up of both sexes on the trial of felonies and misdemeanors and providing for officers in charge to be of like sex.

To Committee on Codes of Practice.

By Lee Clark.

H. B. 52. An Act to amend paragraph 3 of section 8 of Chapter 36 of the Acts of the General Assembly of 1920, which Act created a County Board of Education, prescribed its

duties, fixed the tenure of office and compensation of its members, and provided for the levy of a tax for common school purposes in each county, etc.

To Committee on Education No. 1.

By Mr. Truesdell.

H. B. 53. An Act to provide relief for the needly blind in the Counties.

To Committee on Appropriations.

By Mr. H. Q. Thompson.

H. B. 54. An Act to amend and re-enact section 4042a-8, Article 2, Chapter 108 of an Act entitled "An Act to abolish the Assessor's office and to provide in lieu thereof a County Tax Commission, prescribing the duties and qualifications of the County Tax Commission, and the duties of taxpayers in relation thereto, which became a law March 16, 1918, and relating to the compensation allowed county tax commissioners, and to re-enact said section.

To Committee on Public Offices.

By Mr. Oscar Vest.

H. B. 55. An Act to amend, enlarge the powers, and re-enact section 552-a of the Kentucky Statutes (Act of March 20, 1900), relating to Bridges, heretofore or hereafter constructed over navigable streams and rivers wholly within the boundary of the State of Kentucky.

To Committee on Public Bridges.

By Mr. I. Smith.

H. B. 56. An Act to amend and re-enact sub-section 14, Article XVI-c of Chapter 113, Kentucky Statutes, Carroll's Edition, 1915.

To Committee on Education No. 2.

By Mr. I. Smith.

H. B. 57. An Act furthering regulating common carriers and prescribing the duties and powers of the Railroad Commission with reference thereto.

To Committee on Railroads.

By Sam A. Cary.

H. B. 58. An Act giving each family in this Commonwealth the right to keep one dog free from taxation.

To Committee on Agriculture.

By Mr. Powell.

H. B. 59. An Act to prevent bribery and frauds in elections.

To Committee on Suffrage and Elections.

By Mr. Powell.

H. B. 60. An Act to require persons, firms, corporations or railroad companies operating railroads in this State, and owning, maintaining and operating car shops, repair shops, and repair yards where railroad cars are manufactured or repaired, to provide suitable sheds or shelters for the protection of workmen, and providing penalty for failure to provide such sheds or shelters for said purpose.

To Committee on Immigration and Labor.

By Mr. Denton.

H. B. 61. An Act repealing Sections 8 and 9 of Chapter 39 of the Acts of 1920, said sections being part of the act of the common school laws relating to the qualifications of applicants for teacher's certificates also the qualifications of the County Board of Examiners and repealing section 3, chapter 42, of the Acts of 1920, same being part of the common school law relating to the employment of supervisors and special teachers of physical education, and each of said sections being part of two acts approved on March 22, 1920.

To Committee on Education No. 1.

By Mr. Powell.

H. B. 62. An Act repealing the whole of Chapter 43 of the Acts of 1920, approved March 22, 1920, also repealing section 4526c-1, 4526c-2, 4526c-3, 4526c-4, 4526c-5 and 4526c-6 of the Kentucky Statutes, Carroll's Edition of 1918, same being parts of the common school laws and relating to compulsory attendance of children, and enacting in lieu thereof an act relating to the compulsory attendance of children in the public schools.

To Committee on Education No. 1.

By Mr. C. C. Oney.

H. B. 63. An Act relating to unlawful carnal knowledge of an idiot, lunatic, imbecile, feeble-minded person or person of unsoundness of mind, and prescribing and fixing penalties for violation thereof.

To Committee on Criminal Law.

By Mr. T. C. Willis.

H. B. 68. An Act to amend sections 3 and 14 of Chapter 64 of the Acts of 1918 relating to the Drainage of Lands.

To Committee on Public Ditches and Fences.

By Mr. C. A. Nelson.

H. B. 64. An Act relating to the parole of prisoners.

To Committee on Criminal Law.

By Mr. Nelson.

H. B. 65. An Act to regulate the practice in this Commonwealth of medicine, osteopathy, optometry, chiropractice, and all of the schools or systems of treating human ailments, defects, infirmities, or deformaties, now in existence, or which may hereafter be devised, and providing for an appropriation to aid in carrying out the provisions of Sub-section C, Section 3 and of Section 10 of this Act.

To Committee on Public Health.

By same.

H. B. 66. An Act prohibiting the appearance of persons clothed only in bathing costumes upon the public highways of this Commonwealth upon the streets of towns or villages having no public protection.

To Committee on Alcoholic Liquors.

By Mr. McCaw.

H. B. 67. An Act to amend Section 3037d of the Kentucky Statutes.

To Committee on Municipalities.

By Mr. Strange.

H. B. 69. An Act to regulate pipe lines transporting oil or petroleum, place them under the supervision and control of the Railroad Commission, and protect the oil deposits under land continguous to territory from which oil is being produced or removed.

By Mr. C. A. Nelson.

H. B. 70. An Act to amend Chapter 17 of the Acts of 1920 approved March 16, 1920, entitled "An Act relating to roads and bridges creating the Department of State Roads and Highways, providing for officers to administer it and prescribing the powers and duties of such officers; fixing the salary of the State Highway Engineer and prescribing the amount which may be expended by said department; prescribing laws governing said department and the officers therein; accepting the provision of the Federal law providing that the United States shall assist in the construction of rural post roads and making appropriations for co-operative work with the United States Government. Providing for the payment of the State's part of the construction of State aid roads under the present law; providing for the acceptance of and making binding gifts and donations; establishing and designing a primary system of State highways and providing for their construction and maintenance; providing for the obtaining of rights of way and naming cities and towns from which construction shall commence; and repealing sub-sections 1, 2, 4, 5, 6 and 7, of Section 4356t, Kentucky Statutes, edition 1915; also repealing Sections 4356u and Sub-sections 1, 2, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, of Section 4356x, Kentucky Statutes, edition 1915, and the supplement to said edition known as Vol. 3, repealing any other act or acts in conflict herewith, "by adding after Project

No. 22 in said act, Project No. 22a, which shall extend from Barbourville, in Knox County, by way of Williamsburg, Whitley County, to Pine Knott, McCreary County, so that when said act is so amended said Project No. 22a shall be a part of said act, and the said act shall read as at present down to the end of Project No. 22, at which point Project No. 22a shall be inserted and read;

Project 22a—From Barbourville to Pine Knott via London, Gatliff, Verne, Williamsburt, Bond, Jellico Creek and Cross Roads.

After which shall follow Project No. 23, and all other parts as now set forth in said act following said Project 23 in its present form.

To Committee on Public Roads.

By Mr. Waggoner.

H. B. 71. An Act to repeal and re-enact Section 35, Chapter 1, Acts of 1917, which is now Section 4128a-3, Kentucky Statutes, Vol. 3, relating to the duties of the State Tax Commission in making reassessments and authorizing an appeal by any taxpayer from the action of the Tax Commission in ordering a reassessment.

To Committee on Revenue and Taxation.

By same.

H. B. 72. An Act defining automobile banditry and prescribing the punishment therefor.

To Committee on Criminal Law.

By same.

H. B. 73. An Act defining the crime of armed burglary, and providing punishment for same.

To Committee on Criminal Law.

By Mr. Gullion.

H. B. 74. An Act to repeal and re-enact Section 1072 of Carroll's Edition of the Kentucky Statutes relating to the salary of County Judges.

To Committee on County and City Courts.

By same.

H. B. 75. An act to amend Sub-section 2 of Section 4636b of the Kentucky Statutes, Carroll's Edition, 1915, relating to the certification of teachers by the University of Kentucky; to repeal Section 4535a-14 of the Kentucky Statutes, Carroll's Edition, 1918, relating to the certification of teachers by the Eastern and Western State Normal Schools; also Sections 4535c-1, 4535c-2 and 4535c-3 of the Kentucky Statutes, Carroll's Edition, 1918, relating to the certification of teachers by Quasi-Public Normal Schools; also Section 4535 of the Kentucky Statutes, Carroll's Edition, 1918, relating to the certification of teachers by the Kentucky Normal and Industrial Institute for Colored Persons, also Sub-section (d) of Section 4526d-1 of the Kentucky Statutes, Carroll's Edition, 1918, relating to the certification of teachers by the West Kentucky Industrial College for Colored Persons; also Chapter 39 of the Acts of the General Assembly of 1920, relating to the certification of teachers for the common schools; also Section 4501, Section 4506, and all intervening sections, of the Kentucky Statutes, Carroll's Edition, 1918. relating to the certification of teachers for the common schools; also Chapter 6 of the Acts of the General Assembly of 1920, providing a minimum salary for teachers employed

in county school districts and in order to provide for a more effective system of certificating teachers and a teachers' graduated salary schedule based on the certificates issued; be it enacted in lieu of the above the following sections, relating to the certification of teachers in the common schools and to a teachers' graduated salary schedule.

To Committee on Education No. 2.

By Mr. Adams.

H. B. 76. An Act to amend Section 4023, Article 1, Chapter 108, Kentucky Statutes, Volume 3, Carroll's Edition, 1918, relating to General Reserve Laws by adding thereto the language hereinafter set out.

To Committee on Revenue and Taxation.

By Mr. O'Donovan.

H. B. 77. An Act to amend and re-enact Sections 3138, 3140, Kentucky Statutes, Carroll's Edition, 1915, relating to cities of second class.

To Committee on Immigration and Labor.

By same.

H. B. 78. An Act to amend and re-enact Section 75 of the Criminal Code, Carroll's Edition, 1915.

To Committee on Codes of Practice.

By Mr. O'Donovan.

H. B. 79. An Act to require weekly pay days to the employees by Corporations.

To Committee on Immigration and Labor.

By same.

H. B. 80. An Act to require Railroads to erect sheds at Railroad terminals.

To Committee on Immigration and Labor.

By same.

H. B. 81. An Act in reference to grade crossing.

To Committee on Railroads.

By same.

H. B. 82. An Act to prevent our Commonwealth from being overrun with gunmen and other irresponsible persons.

To Committee on Criminal Law.

By Mrs. Flannery.

H. B. 83. An Act relating to the recording of discharge papers of soldiers, sailors, marines and all persons discharged from the army, navy or aerial forces of the United States; making such papers recordable instruments; providing place of recordation and purposes for which copies may be used; and making valid such as have heretofore been recorded.

To Committee on Military Affairs.

By B. C. Beckman.

H. B. 84. An Act regulating municipal elections in cities of the first class; regulating the manner of providing and

printing ballots therefor, and the methods of voting in municipal elections in cities of the first class.

To Committee on Suffrage and Elections.

By Mr. W. D. Watkins.

H. B. 85. An Act to amend and re-enact Section 1475, Kentucky Statutes, Carroll's Edition, 1915, relating to illiterate, blind and disabled voters.

To Committee on Suffrage and Elections.

By Mr. Simons.

H. B. 86. An Act relating to the government of cities of the first class; abolishing the Board of Public Safety of cities of the first class as now constituted and existing; abolishing the term of office of the members of said Board as now existing and all officers, assistants and employes thereunder; creating a Commission in cities of the first class to be known as the Police and Fire Commission and defining its powers and duties; providing the method of appointing the members of said Police and Fire Commission and the filling of vacancies in its membership; providing for the appointment of a Chief of Police and Chief of Fire Department; providing for the appointment and removal of officers, assistants and employes under said Police and Fire Commission; fixing the salary of the members of said Police and Fire Commission and regulating the fixing of the salary of all officers, assistants and employes thereunder and providing the manner of payment; authorizing said Police and Fire Commission to take over and discharge all the pwoers and duties now imposed by law on the Board of Public Safety as now existing, and to do all things necessary to fully carry out all provisions of the law relating to police and fire protection and other mat-

ters now under the control and directions of the Board of Public Safety, including the provisions of this Act and all other laws relating either directly or indirectly to matters now under the control and directions of the Board of Public Safety as now existing in cities of the first class and repealing all laws and parts of laws in conflict with this Act.

To Committee on Suffrage and Elections.

By Mr. G. F. Thompson.

H. B. 87. An Act to amend Section 3512 of the Kentucky Statutes, sub-division 4 of Article 5, Chapter 89, Kentucky Statutes, relating to the appointment of special Judges for Police Court in cities of the fourth class.

To Committees on Cities of the Second and Third Class.

By Mr. L. P. Lewis.

H. B. 88. An Act adopting as the law of the Commonwealth of Kentucky the edition of the Kentucky Statutes, compiled and edited by John D. Carroll, and issued in the year one thousand nine hundred and fifteen, and the supplement thereto, compiled and edited by the Baldwin Law Book Company, and issued in the year one thousand nine hundred and eighteen, and being volume 111 of the Kentucky Statutes.

To Committee on Kentucky Statutes.

By Mr. Wright Kelly.

H. B. 89. An Act amending Section 68b-4 of the Kentucky Statute, Volume 3, Carroll's Edition, 1918.

To Committee on Agriculture.

By Mr. S. W. Adams.

H. B. 90. An Act to amend Sub-section 3 of Section 3704 of the Kentucky Statutes relating to the powers of the Board of Trustees of towns of the sixth class.

To Committee on Cities of the Fifth and Sixth Class.

By same.

H. B. 91. An Act to amend and re-enact Section 3146 of Kentucky Statutes (Carroll's Edition, 1915), relating to Police Judge in cities of the second class.

To Committee on cities of the Second and Third Class.

By same.

H. B. 92. An Act to repeal and re-enact Section 3157 Kentucky Statutes (Carroll's Edition, 1915), relating to Clerk of Police Courts in cities of the second class.

To Committee on Cities of Second and Third Class.

By same.

H. B. 93. An Act to amend Section 3677 of the Kentucky Statutes relating to the collection of taxes for towns of the sixth class.

To Committee on Revenue and Taxation.

By Mr. Denton.

H. B. 94. An Act relating to the practice of medicine and surgery in this State and authorizing the State Board of Health to issue a certificate to any reputable citizen who desires to practice medicine in this State, although he may not have obtained a diploma from a medical college legally chartered under the laws of this or any other State.

To Committee on Public Health.

By same.

H. B. 95. An Act entitled an Act to provide for the taxation of dogs, providing certain exemptions and providing for the distribution of the funds collected from such taxation.

To Committee on Agriculture.

By Mr. Claude Minor.

H. B. 96. An Act to authorize the valuation of bonds and other securities held by life insurance companies, assessment life associations and fraternal benefit associations by the amortization method.

To Committee on Insurance Life and Accident.

H. B. 97. An Act to repeal Section 659 of the Kentucky Statutes relating to life insurance and to substitute other provisions in lieu thereof.

To Committee on Insurance Life and Accident.

Mr. Waggoner moved that the House do now adjourn.

Said motion was agreed to.

Then the House adjourned.

MONDAY, JANUARY 16, 1922.

The House was opened with prayer by the Rev. Roger T. Nooe of the First Christian Church of Frankfort.

The roll was called and the following Members answered to their names, viz:

Samuel W. Adams	N. T. Hopkins	Arch M. Quarles
R. M. Amos	Frank J. Humbert	R. I. Rice
B. C. Beckmann	R. O. Huntsman	J. L. Richardson
J. E. Bickett	J. T. Jennings	Arthur Saunders
W. M. Boling	Lester Jeter	David I. Scott
J. F. Bosworth	Ira Jones	Lee L. Simons
Thos. Bowman	James H. Johnson	George W. Smith
Berl Boyd	S. B. Lane	Ira D. Smith
John E. Brown	H. R. Lawrence	R. F. Stewart
W. R. Button	Oscar Leibson	Frank L. Strange
Sam A. Cary	Martin Light	H. V. Thompson
Chas. Chandler	Rufus Lisle	Geo. F. Thompson
Lee Clark	C. C. May	H. Q. Thompson
E. B. Cross	Harry J. Meyers	Jas. H. Thompson
O. A. Denton	Harry B. Miller	S. G. Thornberry
G. Givens Dixon	Claude D. Minor	D. D. Thornberry
A. W. Dorsey	S. H. Moore	John M. Tinsley
G. Lucien Drury	Ed. P. Murrah	Garnett W. Tolin
H. C. Duffy	B. A. Muster	N. I. Toombs
W. D. Duncan	C. D. McCaw	Chas. B. Truesdell
George W. Ellis	W. T. McGuire	John L. Trumbo
Mrs. M. E. Flannery	R. D. McMurtry	Fred C. Vanhoose
Emery L. Frazier	E. E. Nelson	Oscar Vest
W. L. Gossett	Chas. A. Nelson	Geo. C. Waggoner
Bryant Green	Geo. W. Newman	W. T. Walker
Ed. A. Gullion	D. A. O'Donovan	W. S. Wallen
J. Edgar Hadden	C. C. Omey	W. D. Watkins
Arch L. Hamilton	James Park	W. G. Wheeler
Oscar P. Harvey	Brodie Payne	J. B. Wicker
Thos. O. Holder	H. Walter Pierce	T. C. Willis

The reading of the Journal of yesterday's proceedings was dispensed with.

The following invitation was received from His Excellency, Edwin P. Morrow, Governor, viz:

Governor and Mrs. Morrow will receive on Wednesday evening from 9 until 1 o'clock the Members of the General

Assembly. They will be most happy to receive their wives and friends and all who will honor them with their presence.

Which was read and filed.

Mr. G. W. Newman offered the following resolution, viz:

Whereas eighty per cent of the representatives of this body have been designated "Alfalfa Legislators" and realizing to some extent a degree of truth, in the classification, and being aware of the eminent danger of being devoured at any moment by the Canibal minority;

Therefore Be It Resolved, That we have a valuable protector in the person of the Speaker of the House, who has shown in many ways that he is the friend of the new member; we further

Resolve, That in the organization of the various committees; his rulings on points of order; and in recognition of all the members on the discussions of all subjects the Speaker has been exactly fair; we further

Resolve, That we do not appreciately lightly the Speaker's evident attitude of justice and fairness, not only toward the so-called "Alfalfa Legislators" and Farm Products, but all other members and *every business* in the State of Kentucky.

Said resolution was agreed to.

Mr. C. A. Nelson presented a petition of sundry citizens of the Fourth Congressional District, requesting the repeal of certain laws relating to the Educational School System.

The reading of said petition was dispensed with and same was referred to the Committee on Kentucky Statutes.

Mr. Drury moved that an indefinite leave of absence be granted Mr. J. B. May, Assistant Cloakroom-keeper of the House, on account of illness.

Said motion was agreed to.

Mr. Stewart of the Committee on Public Ditches and Fences reported a bill of the following title, viz:

H. B. 6. An Act to amend Section 18 of an Act of the General Assembly of the Commonwealth of Kentucky passed at the 1918 session, which is Chapter 64 of the Acts of 1918, relating to the drainage and the prevention of overflow of lands, towns, cities, roads, streets, the establishment, organization and maintenance of drainage, levee and reclamation districts, etc.

With an amendment.

Said bill was read at length the first time and ordered to be placed on the Calendar.

A message was received from the Senate that they had concurred in a Resolution which originated in the House and had passed Resolutions of the following titles, viz:

H. Res. 5. Resolution requesting a joint session of the House and Senate for the purpose of noting the presentation in the Commonwealth of Kentucky of a portrait of Mrs. Madeline McDowell Breckinridge.

S. Res. 9. A Resolution requesting the War Department at Washington, D. C., and Congress of the U. S. A. to retain Camp Knox.

S. Res. 10. Resolution appointing Senators and three Representatives for the purpose of investigating certain departments of the State government.

Ordered that the last two named Resolutions lie on Clerk's desk.

The hour of two P. M. having arrived, the hour for the joint assembly as provided by joint resolution heretofore adopted by the Senate and the House of Representatives.

The Senate of Kentucky in order entered upon the floor of the hall of the House of Representatives and the two Houses of the General Assembly were convened in joint assembly.

The Hon. Thruston Ballard, Lieut. Governor and President of the Senate, presided and called the joint assembly to order.

The Hon. James H. Thompson, Speaker of the House, took a seat to the right of the President of the Senate.

The Hon. Edwin P. Morrow, Governor of Kentucky, appeared upon the floor of the hall of the House of Representatives and in person delivered the following message to the joint Assembly.

Members of the General Assembly of Kentucky:

Since the Civil War, the State has made but one considerable investment in the public business of Kentucky. This investment is represented by the present State Capitol.

It has been the policy of the State for more than fifty years at biennial periods to provide out of current income a sufficient sum only to patch and repair and add additions here and there to our public institutions and to the highways of Kentucky, but no great investment has been made in order that the business should grow and prosper and develop to the end that there should come greater dividends to those who own the public business—the men, women and children of Kentucky.

As a result of this policy of biennial patching; of additions made here and there and repairs provided for at various legislative sessions, the public business of Kentucky has not grown in usefulness and service with the passing years; has not developed to meet our needs and necessities, and with no great investment made in its business, the State has not taken the gigantic strides of stalwart progress which Kentucky could and should have taken.

We have not kept step in the march of progress. Though we love Kentucky with all our hearts, yet if we are honest, we are driven to the humiliating confession that Kentucky lags behind; she is back in roads and schools and colleges. Her institutions are inadequate; her charitable and penal institutions as plants are out of date, insufficient, overcrowded, unsanitary and cannot meet the necessities nor render the service for which they exist and are maintained.

We have heard for years the cry for better roads and better schools and greater colleges and institutions of charity, worthy of the kindly heart of Kentucky, but still we have gone on from year to year—from legislature to legislature, patching the old—adding to the inadequate—holding to the useless and repairing the obsolete, without the courage to make a great investment of capital with the full confidence that the business was worthy of the investment and that upon every dollar ventured, there would come returns in dividends, shown by new growth; new progress; new development, and the greater welfare and happiness of the people of Kentucky.

Roads

From every one of the one hundred and twenty counties of the State, there comes the cry, "Roads! Roads! Give us roads! Lift us out of the mud—build highways that we may come to you and you may come to us."

Roads are the veins and arteries of the State through which must flow trade, commerce, business and kindly intercourse, and which, when extended from the heart of the State

to its uttermost limits, will give health, strength, vitality and growth, and knit together all of the splendid powers of the body of Kentucky.

This demand for roads comes from the people of Kentucky. They are conscious of the fact that upon roads there waits, and must wait until they are completed, better schools; better churches; better trade; better understandings and the general increase of the prosperity of the State. These who think in terms of the State as a whole, and who know enough to know that the State grows as a whole, or fails as a whole, in unmistakable terms demand that the road building problem of Kentucky shall be squarely met, faced and fully solved.

The present sum now available for the construction of the primary system of roads is not now sufficient to meet any very great part of the cost of construction, and with the present funds, it will take many years to complete the system.

It is the desire of Kentucky that this system of highways shall be begun, continued and completed within the shortest time reasonably possible. In order that this may be done and that every section of the State shall understand that the primary system of roads, connecting every county seat in Kentucky, is to be, and will be completed within the very near future, a very considerable sum of money must now be made available for this purpose.

To meet the will, the needs and the demands of Kentucky, I recommend to you who represent the people of Kentucky that you submit to them for their approval or their disapproval at the polls the question of making a substantial and adequate investment in the business of good roads.

The Kentucky Good Roads Association has estimated that the sum of fifty millions of dollars, together with the Federal aid which may be expected, will be a sufficient sum with which to complete and adequately maintain the primary road system. This sum of money can be secured by the sale of bonds, bearing interest from four and one-half to five per cent, and it can be demonstrated that such a bond issue can be fully met, in-

terest and principal, and paid off in thirty years by applying to its payment the present sum of money, which is now actually available for road building purposes. The road fund is derived from the following sources: the automobile tax, the gasoline tax and three cents from the ad valorem tax. From these sources, there is now realized, and it is certain that there can be hereafter realized, the sum of three millions of dollars per annum, which is sufficient (without taking into consideration the rapid increase of this sum, which may be expected with the extension of the highway system) if set apart for that purpose to meet and pay off in thirty years a fifty million dollar bond issue. The State can by this means have available for expenditures, as rapidly as it may safely and wisely spend, this fifty millions of dollars, and can meet the obligation so incurred without increasing the general tax rate a single penny and without increasing the present burdens by a single cent. Tables carefully prepared by the Good Roads Association and by bond experts are available for your consideration, demonstrating this statement. Kentucky needs roads now, and is not willing, and does not want to wait twenty-five or thirty years to have them.

The States bordering on Kentucky—our neighbors—have, within the past few years, provided by vote of the people, the following sums for road building purposes:

Illinois	$60,000,000
West Virginia	50,000,000
Missouri	60,000,000
Virginia	50,000,000
North Carolina	50,000,000

The legislatures of these states have not been afraid to trust their people—the legislature of Kentucky should not be afraid to trust our people.

I, therefore, recommend that you submit to the people of Kentucky, whose welfare is involved, whose interests are at stake, the question whether or not they desire to make such an investment in their business.

THE STATE'S CHARITABLE AND PENAL INSTITUTIONS

The State's charitable institutions consist of the State Hospitals at Lexington, Lakeland and Hopkinsville, and the Feeble-Minded Institute at Frankfort.

They have under their care four thousand, nine hundred and ninety inmates, men, women and children—the unfortunates of our State.

The penal institutions are the two penitentiaries at Frankfort and Eddyville; the House of Reform at Lexington for boys and girls, with a total of two thousand, one hundred and ten inmates.

These institutions must do all that can be done for the criminal; the delinquent; the insane and feeble-minded.

These institutions have been held back for years by the "patching policy" in the expenditure of public money.

The first hospital for the insane built west of the Appalachian Mountains, stands now at Lexington, practically as it stood when it was built, one hundred and seven years ago.

The asylums at Hopkinsville and Lakeland were built respectively in the years 1848 and 1869, and the feeble-minded institute in 1860.

These plants have not kept pace in development either with the growth of the State or the increase of its population. Today they are not adequate. They are insufficient. They are overcrowded, and cannot render the scientific and humane service for which they were established. In every one of these institutions proper and scientific segregation is impossible—adequate facilities for sleeping, eating, bathing and heating do not exist. None of them permits of the proper installation of a system for occupational work for their inmates. Many of the buildings are old—falling into decay, and some of them, three and four stories in height, not fireproof in construction—inadequately furnished with a system of fire escapes may some day be reasonably expected to be the scene of conflagration, whose horrors will shame the State.

The Feeble-Minded Institute at Frankfort can no longer receive a single additional feeble-minded child. Its doors are closed to the unfortunate children of our brothers. Kentucky has no place in which feeble-minded negro children can be cared for. Worst of all, we have fostered for years the miserable, wretched and indefensible pauper idiot system. There are altogether approximately two thousand so-called pauper idiots scattered all over the State and given a pension of seventy-five dollars per year. These pauper idiots in many instances are unprotected; not properly safeguarded. Their presence in their homes and in their communities constitutes both a physical and moral menace. Under these conditions, they have during the past, propagated, and will, unless an end is put to this system, continue to reproduce and propagate their kind, increasing thereby the burden upon the State and lowering the standard of the mental responsibility of its citizenship.

Something must be done whereby these dependents may be cared for and brought into an institution where they may have proper watch-care, and be given the training which they are susceptible of receiving, in order that they may arrive at some degree of usefulness.

The pauper idiot system is an open, visible and notorious shame. Kentucky must have the courage to cut this festering sore from its body.

The houses of reform at Greendale should never have been built or used for the purpose of training both delinquent boys and girls. This dual system has been universally condemned wherever it has been established. There should be established a separate training school for girls and the present institution will then be sufficient for the proper training and accommodation of boys.

As a whole, the charitable institutions of Kentucky do not, and cannot meet the demands made upon them. They cannot give to the State's unfortunate; its terribly afflicted; its feeble-minded; its insane; its delinquents; its miserable ones; the

care, treatment and attention, demanded both by science and humanity.

They are Kentuckians. They come from every section of the State. They are our brothers and our sisters. They are a charge upon the conscience and heart of Kentucky.

EDUCATIONAL INSTITUTIONS AND EDUCATIONAL NEEDS

Kentucky owes to its young manhood and womanhood an opportunity of securing higher education, and it is the imperative duty of the State to provide properly trained teachers to instruct its childhood.

The institutions provided for these purposes are:

State University at Lexington.

Eastern Normal School at Richmond.

Western Normal School at Bowling Green.

Kentucky Normal and Industrial School at Frankfort.

These institutions as they now exist do not, and are not capable of affording a reasonable opportunity for higher education, nor are they capable of providing the great army of trained teachers which Kentucky so vitally needs. They are not capable of meeting the demands made upon them by the youth of the State. They are not provided with sufficient dormitories. They are not provided with proper heating systems. Their classrooms are insufficient and overcrowded. Their equipment is inadequate, and on the whole, they cannot accommodate or serve efficiently the student body. Some of these institutions are compelled each year to turn from their doors young men and women who demand, and have a right to demand, admission to them, and the attendance at all of these institutions would be materially increased if proper facilities in the way of dormitories, classrooms, buildings, etc., were provided. Population has increased; the demand for education has grown; the high schools of the State are turning out more graduates than ever before, and yet the institutions to serve the ambition of our boys and girls; to educate our young manhood and womanhood; to provide for the teach-

ing of Kentucky's greatest assest—its childhood—have practically stood still without growth, without enlargement and without development.

The point has now been reached where these institutions must be substantially extended, enlarged and improved, or they must cease to function efficiently.

Those who have given conscientous thought and attention to the problem of providing properly trained teachers for the rural schools of the State are of the opinion that the Normal Schools as they now exist cannot begin to supply with yearly certainty anything approaching a sufficient number of teachers to meet the demands of the situation. It is shown by a report of the Educational Survey Commission that approximately 1,450 elementary teachers are needed annually to take the places of those who quit teaching each year. To meet this demand, the two State Normal Schools graduated from their advanced course last year 114 prospective teachers.

It is evident that the State will never have an adequate supply of properly prepared teachers unless more and better training schools are created. To meet this condition and give to the childhood of Kentucky properly trained and prepared teachers, at least two or three small teacher training schools for white and colored teachers should be provided.

Situation Must Be Faced and Met

Those now in control of the State Charitable and Educational Institutions, will present to the General Assembly, or to its proper committees, full details concerning their condition, together with estimates of the sum of money necessary to provide buildings, improvements, etc., which are now vitally needed, and also an estimate of the sum of money necessary to make reasonable provision for their future. To put these various institutions in condition to properly meet, or even approximately meet the real needs of the present, will require a very large outlay of money. In the present financial condition of the State, it is out of the question to think or talk

about raising such a sum of money out of the current revenue of the State. This cannot be done without a substantial increase in the tax rate. Such an increase in the tax rate I am unwilling to recommend, nor do I believe the General Assembly would be willing to make it. These properties belong to the people; they serve the people. They must care for the unfortunates among us; they must provide education and training worthy of the future citizens of Kentucky. Our institutions, if made what they should be, will serve Kentucky for many years. It, therefore, seems to me eminently proper that a portion of the cost of developing these institutions should be passed on to the future.

In view of these facts, it is my judgment that the matter should be submitted to the people, and they allowed to determine the character of institutions which shall come to and be maintained by Kentucky.

I, therefore, recommend that the General Assembly submit to a vote of the people under proper terms and conditions, a bond issue of not exceeding five millions of dollars, to be used for the purpose of supplying the needs of the State's public institutions.

CONCLUSION

We can patch roads, schools, asylums and colleges no longer. The public business must go forward in the Commonwealth, or it must slip backward. I am profoundly convinced that the time has come when we must have the courage to make an investment worthy of the present and the future possibilities of the State; an investment which, when once made, will return to us not only dividends in dollars and cents, but will bring dividends beyond price in better trained citizens and better prepared men and women—in better taught boys and girls—in better roads running by happier homes—in more universal progress and prosperity, and which at last will bring a new Kentucky in "The Old Kentucky Home."

Mrs. E. L. Hutchinson of Lexington appeared upon the floor of the hall of the House of Representatives and in an

appropriate address presented to the State of Kentucky a portrait of Mrs. Madeline McDowell Breckinridge.

The Hon. Edwin P. Morrow, Governor, accepted the gift in appropriate terms on behalf of the Commonwealth.

The President of the Senate, the Hon. Thruston Ballard, announced a dissolution of the joint Assembly.

Whereupon the Speaker resumed the Chair.

Upon a call of Counties and Representative Districts the following Bills were introduced, ordered printed and referred as follows, viz:

By Mr. Huntsman.

H. B. 98. An Act to amend Section 198, Civil Code of Practice (Carroll's Sixth Edition, 1919), and being under sub-division Two of Chapter Three relating to attachment.

To Committee on Codes of Practice.

By same.

H. B. 99. An Act to amend an Act relating to the State Board of Health, being Chapter 31, Acts of 1920.

To Committee on Public Health.

By same.

H. B. 100. An Act to amend and re-enact Section 1 of Chapter 60 of the Acts of the General Assembly of the State of Kentucky at its 1920 session relating to registration of voters in cities of the First, Second, Third and Fourth Classes.

To Committee on Suffrage and Elections.

By Mr. R. F. Stewart.

H. B. 101. An Act to amend Section 6 of an Act approved March 18, 1914, relating to Confederate pensions and to provide a revenue therefor.

To Committee on Revenue and Taxation.

By Mr. Tolin.

H. B. 102. An Act to amend and re-enact Section 4126, and 4127, Chapter 108, Kentucky Statutes, Volume 3, Carroll's Edition, 1918, relating to fees of County Clerks for making and recording recapitulation sheets and tax bills for sheriffs in cases of omitted property.

To Committee on Revenue and Taxation.

By same.

H. B. 103. An Act to repeal and re-enact Section 4239a, Chapter 108, Kentucky Statutes, enacted March 19, 1912, relating to the duties of Clerks, Sheriffs and other officers under the revenue and taxation laws, and to direct the manner of making up tax books.

To Committee on Revenue and Taxation.

By Mr. S. G. Thornberry.

H. B. 104. An Act to levy an annual license tax upon all persons, firms, corporations, or associations of persons engaged in the business of severing oil, gas or coal from the ground, and to provide for the distribution of the funds arising from this Act.

To Committee on Revenue and Taxation.

By Mr. Truesdell.

H. B. 105. An Act relating to, fixing the time when, the question of annexation by any city of the second class of a city of the second, third or fourth class, as provided in Section 3050a, Kentucky Statutes, Carroll's Edition, 1915, may again be taken up and submitted to an election after it has been once rejected.

To Committee on Second and Third Class Cities.

By Mr. Vest.

H. B. 106. An Act relating to crimes and punishment.

To Committee on Criminal Law.

By Mr. Vest.

H. B. 107. An Act to amend and re-enact Section 3563 of the Kentucky Statutes relating to the control and improvement of public streets, alleys, sidewalks, roads, lanes, avenues, highways, and thoroughfares, in cities of the fourth class.

To Committee on Cities of the Fourth Class.

By Mr. Holder.

H. B. 108. An Act to repeal Chapter 36 of the Acts of the General Assembly of 1920, entitled "An Act, creating a County Board of Education, prescribing its duties, fixing the tenure of office and compensation of its members; providing for the election of county superintendent by said board; fixing his qualifications, compensation and term of office and prescribing his duties and fixing his bond; providing for the election of an attendance officer by the county board of education; providing for a levy of tax for common school purposes

in each county; prescribing the duties of the County Tax Commissioner, the County Court Clerk, with reference to the assessment of the property subject to said tax and prescribing the duties of the county board of education and the fiscal court levying said tax and prescribing the duties of the sheriff in collecting said taxes and making his settlement to the fiscal court; providing the manner of paying his commission for collecting same; prescribing the duties of the fiscal court with reference to making settlement with the sheriff for said tax; providing for employment of teachers; providing for the appointment of district trustees and prescribing their duties.

To Committee on Education No. 2.

By Mr. Thos. Bowman.

H. B. 109. An Act repealing Section 4369, of the Kentucky Statutes, Carroll's Edition, 1918, relating to granting certificates to pupils completing the elementary course of study of county school districts, and in order to smplify the method of granting certificates to pupils completing the elementary course of study of county school districts.

To Committee on Education No. 2.

By Mr. Brodie Payne.

H. B. 110. An Act to amend and re-enact Section 1 of an Act of 1920, same being Chapter 65 of said Acts fixing the annual tax rate on unmanufactured agricultural products subject to taxation, other than unmanufactured agricultural products actually on hand at the plants of manufacturing concerns for the purpose of manufacture; fixing the date of assessment; prescribing by whom the tax shall be paid; limiting the local rate of ad valorem taxation on unmanufactured agricultural products; providing for the distribution of the

fund derived from such taxation; providing for the assessment, equalization and collection of the tax.

To Committee on Revenue and Taxation.

By same.

H. B. 111. An Act to amend Sections 1 and 2 of an Act approved March 28, 1918, amending Chapter 22b, Section 415b, sub-sections 6 and 15, relating to Confederate Pensions.

To Committee on Confederate Home.

By Mr. Richardson.

H. B. 112. An Act to render void a provision in any will hereafter probated that any legatee or devisee who may contest the provisions of said will shall forfeit his legacy or devise or that the same should otherwise be affected by such contest.

To Committee on Circuit Courts.

By Mr. O'Donovan.

H. B. 113. An Act entitled "An Act repealing Section 840a and enacting in lieu thereof the right of telegraph lines to condemn land.

To Committee on Railroads.

By Mr. Meyers.

H. B. 114. An Act authorizing the incurring of an indebtedness of Fifty Million Dollars ($50,000,000.00) for the purpose of constructing and completing the Primary system of State highways, as defined in Section 5, Chapter 17, of the Acts of the General Assembly of 1920, and for the purpose

of paying the indebtedness now due by the State to the various counties of the State on account of roads constructed under the State Aid Law; providing for the issual and sale of Fifty Million Dollars ($50,000,000.00) in bonds representing said indebtedness; providing an annual tax to retire said bonds and all interest thereon within thirty years; appropriating Fifty Million Dollars ($50,000,000.00) for the purpose of constructing and completing said Primary system of State highways, and for the purpose of paying said State Aid indebtedness; providing the method of submitting said indebtedness to a vote of the people for their approval or rejection, and defining the duties of the officers charged with carrying out the provisions of this Act.

To Committee on Public Highways and Roads.

By Mr. Meyers.

H. B. 115. An Act to amend and re-enact Section 950 of Carroll's Edition, 1915, relating to the jurisdiction of the Court of Appeals.

To Committee on Court of Appeals.

By Mr. Tinsley.

H. B. 116. An Act to provide for the payment of the costs for the defendant in all criminal prosecutions.

To Committee on Criminal Law.

By Mr. Boling.

H. B. 117. An Act to repeal an Act entitled "An Act to define and prohibit syndicalism and sedition."

To Committee on Criminal Law.

By Mr. Dorsey.

H. B. 118. An Act providing for the creation and establishment of a State Board of Engineering Examiners, granting certain powers to and prescribing the duties of said Board; providing for the examination and registration of professional engineers and land surveyors, regulating the practice of engineering in the State of Kentucky and providing penalties for the violation of this Act.

To Committee on Public Offices.

By Mr. Waggoner.

H. B. 119. An Act to repeal Section 4535k-1, Section 4535k-5, and all intervening sections, of the Kentucky Statutes, Carroll's Edition, 1918, relating to Federal Aid and Vocational Education; also, Section 4377, Section 4383, and all intervening sections, of the Kentucky Statutes, Carroll's Edition, 1918, relating to the powers and duties of the State Board of Education; also, Section 4384, Section 4398a-5, and all intervening sections, of the Kentucky Statutes, Carroll's Edition, 1918, relating to the powers and duties of the Superintendent of Public Instruction; and in order to provide for a more effective general administration and supervision of the common schools, and of vocational education in this Commonwealth, be there enacted in lieu of the above the following sections, relating to the duties and powers of the State Board of Education, and the following sections relating to the powers and duties of the Superintendent of Public Instruction:

To Committee on Education No. 1.

By Mr. Henry Lawrence.

H. B. 120. An Act relating to Ferries, amending and re-enacting Sections 1800, 1802, 1813, of Chapter 49, Carroll's Kentucky Statutes, 1915 Edition.

To Committee on Waterways and Ferries.

By Mr. G. L. Drury.

H. B. 121. An Act to amend Section 2488 of Kentucky Statutes relating to lines of employees.

To Committee on Kentucky Statutes.

By same.

H. B. 122. An Act to amend Sections 2740 and 2741, Kentucky Statutes, relating to classification of Cities and Towns.

To Committee on Classfication of Cities and Towns.

By Mr. Strange.

H. B. 123. An Act to amend Section 1093 of the Kentucky Statutes, prepared by Jno. D. Carroll, Edition 1915, regulating the Jurisdiction of Justices and Quarterly Courts in penal actions.

To Committee on Kentucky Statutes.

By Mr. Wheeler.

H. B. 124. An Act to amend Section 1159 of the Kentucky Statutes, providing punishment for robbery, burglary or for having burglar's tools.

To Committee on Criminal Law.

By Mr. Nelson.

H. B. 125. An Act to repeal Sections 1792 and 1796, Kentucky Statutes, Carroll's 1915 Edition, relating to the

construction and maintenance of fencing along the right of way of railroads in this Commonwealth, and to enact in lieu thereof, the following provisions relating to the construction and maintenance of fencing along the right of way of railroads in this Commonwealth.

To Committee on Railroads.

By same.

H. B. 126. An Act to repeal Chapter 1 of the Acts of the General Assembly of 1916 now Sections 201c-1, 201c-2, 201c-3, 201c-4, 201c-5, 201c-6, 201c-7, 201c-8, 201c-9, 201c-10, 201c-11, 201c-12, 201c-13, Carroll's 1918 Edition, Kentucky Statutes, entitled "An Act to make it unlawful for any common carrier of passengers in this State to issue or give, and for any person to accept or use, or attempt to use, except as provided in this act, any free pass or free transportation; and requiring such carriers to file in the office of the Attorney General verified reports of free passes or free transportation issued, and prescribing penalties for violations of its provisions."

Mr. Richardson moved that the House do now adjourn.

Said motion was agreed to.

And then the House adjourned.

TUESDAY, JANUARY 17, 1922.

The House was opened with prayer by the Rev. J. C. Pelgrim of the Presbyterian Church of Frankfort, Northern Assembly.

The roll was called and the following members answered to their names, viz:

Samuel W. Adams	N. T. Hopkins	H. Walter Pierce
R. M. Amos	David J. Howard	Arch M. Quarles
B. C. Beckmann	Frank J. Humbert	R. I. Rice
J. E. Bickett	R. O. Huntsman	Arthur Saunders
W. M. Boling	J. T. Jennings	David I. Scott
J. F. Bosworth	Lester Jeter	Lee L. Simons
Thos. Bowman	Ira Jones	Reuben E. Skaggs
Berl Boyd	James H. Johnson	George W. Smith
John E. Brown	H. R. Lawrence	Ira D. Smith
Sam A. Cary	Oscar Leibson	R. F. Stewart
Chas. Chandler	Leon P. Lewis	Frank L. Strange
Lee Clark	Martin Light	H. V. Thompson
J. C. Day	Rufus Lisle	Geo. F. Thompson
O. A. Denton	C. C. May	H. Q. Thompson
G. Givens Dixon	Harry J. Meyers	Jas. H. Thompson
A. W. Dorsey	Harry B. Miller	S. G. Thornberry
G. Lucien Drury	Claude D. Minor	D. D. Thornberry
H. C. Duffy	R. C. Moore	John M. Tinsley
W. D. Duncan	S. H. Moore	Garnett W. Tolin
George W. Ellis	Ed. P. Murrah	N. I. Toombs
Mrs. M. E. Flannery	B. A. Muster	Chas. B. Truesdell
Emery L. Frazier	C. D. McCaw	John L. Trumbo
Dr. H. M. Fultz	W. T. McGuire	Oscar Vest
W. L. Gossett	R. D. McMurtry	Geo. C. Waggoner
Bryant Green	E. E. Nelson	W. T. Walker
Ed. A. Gullion	Chas. A. Nelson	W. S. Wallen
J. Edgar Hadden	Geo. W. Newman	W. D. Watkins
Arch L. Hamilton	D. A. O'Donovan	W. G. Wheeler
Oscar P. Harvey	C. C. Olney	J. B. Wicker
H. C. Hawkins	James Park	T. C. Willis
Thos. O. Holder	Brodie Payne	

The reading of the Journal of yesterday's proceedings was dispensed with.

The House took up for consideration from the Clerk's desk the following Resolution, viz:

H. Res. 4. Resolution inviting the National Committee for Mental Hygiene to make a survey of conditions in the State of Kentucky:

Whereas, the State of Kentucky is incurring considerable expense on account of its care and treatment of the feeble-minded and epileptic; and

Whereas, there are thousands of people afflicted this way to whom the State has not given any aid and over whom the State has not assumed control in any way; and

Whereas, the State is not in possession of sufficiently definite information as to the needs of the future; and

Whereas, the future welfare of the State will be best subserved by the thorough investigation along this line; and

Whereas, the National Committee for Mental Hygiene has offered to make a survey of the State concerning the status of the feeble-minded and epileptics, which survey would be similar those they have made and are making in other States, and which would involve no expense to the State except the use of suitable rooms for office purposes; and

Whereas, a study and survey of the conditions and needs would materially assist the future legislature in determining a practical policy to be pursued in this matter: Now, therefore, be it resolved, be it

Resolved by the House of Representatives of the State of Kentucky, the Senate concurring therein:

That the National Committee for Hygiene be and are hereby requested to make a thorough investigation of the number and needs of the feeble-minded and epileptic living within this State, and to make a report of their investigation together with their recommendations, to the Governor and the next General Assembly; and that the State Board of

Health of the State of Kentucky be requested to co-operate with the said National Committee for Mental Hygiene, furnishing to them any necessary information in its possession.

Resolved, further, that the Custodian of Public Buildings shall furnish said National Committee for Mental Hygiene suitable offices and furniture as may be necessary for the time required in their work.

Said Resolution was agreed to.

Mr. Truesdell offered the following concurrent resolution, viz:

H. Res. 6. Authorizing the Speaker of the House of Representatives and President of the Senate to appoint a committee to invite Sergeant Samuel Woodfill, World War hero, to address the General Assembly.

Whereas, there has been quietly living at Fort Thomas, Campbell County, one, Sergeant Samuel Woodfill, who has been lately designated by General Pershing and the War Department as the greatest hero of the late World War, and

Whereas, said Sergeant Woodfill has for a number of years been a Kentuckian by residence and citizenship, and since it has been revealed by records of the War Department that a Kentuckian has so distinguished himself on the field of battle—where at Cunel, France, he single-handed annihilated nineteen of the enemy in the face of heavy machine gun fire, and for such conspicuous gallantry and heroism above and beyond the call of duty in action the Congressional Medal of Honor was voted upon him, as well as decorations by many foreign governments, and

Whereas, General Pershing in his final report of the great World War classes him as the greatest hero of them all, further stating,

"Deeds of valor were too numerous to mention here, outstanding was the heroism of Lieutenant Samuel Woodfill, 5th Division, in attacking single-handed a series of machine gun

nests near Cunel, and killing the crews of each in turn until reduced to the necessity of assaulting the last detachment with a pick, dispatching them all,'' and

Whereas, said Sergeant Woodfill has of late been honored by many cities and civic organizations throughout the country and our National Congress, where there are now pending bills restoring him to the rank of Captain, and

Whereas, Kentucky has never yet failed to honor and pay tribute to her great and outstanding heroes who have so distinguished themselves, therefore

Be it resolved by the House of Representatives, the Senate concurring therein:

That the Speaker of the House of Representatives be empowered to appoint a committee of three members of the House and the President of the Senate a like committee of three members to arrange and extend to Sergeant Woodfill an invitation to visit and address the General Assembly.

Mr. Truesdell moved that the Rules be suspended and that said resolution be taken up for consideration.

Said motion was agreed to.

Said resolution was adopted.

Mr. Minor offered the following resolution, viz:

H. Res. 7. Resolution providing for a joint committee of the House and Senate to investigate the present system of taxation in Kentucky and so report.

Be it resolved by the General Assembly of the Commonwealth of Kentucky:

That a committee composed of three members from the House of Representatives, and two members from the Senate,

be appointed by the Speaker of the House and the President of the Senate, respectively, to constitute and compose a Special Committee to investigate the present system of taxation in Kentucky, and to report back to the House and Senate at a date not later than February 7th, 1922.

It shall be the duty of said Committee to investigate as thoroughly as possible the soundness of the present system of taxation in Kentucky, as compared with other States; to ascertain and report the commodities and properties now bearing the greatest burden of taxation in Kentucky; to ascertain and report the percentage of the taxes of this State now paid by the farming interests of Kentucky, the manufacturing interests, the industrial interests, the coal interests, the oil interests, and any and all other special and distinct interest existing in Kentucky, in order that the members of the General Assembly may have an intelligent understanding of the proportion of taxes borne by any and all distinct classes of property, or group of properties.

And said committee shall also report upon the soundness of the classification of property as adhered to under the now existing laws of this State; shall report upon the soundness of intangible property bearing a less rate of taxation than farming lands and real estate; shall report of the soundness of the exemption from taxation of manufacturing plants and raw material, and shall in a proper manner report as fully as possible upon the satisfaction prevailing and the soundness of the present tax laws of Kentucky, and shall report and make such recommendations as the committee finds to be proper from its investigation.

Mr. Minor moved that the Rules be suspended and that said resolution be taken up for consideration.

Said motion was agreed to.

Said Resolution was adopted.

Mr. Gossett offered the following resolution, viz:

Hon. W. J. Bryan will speak in the city of Lexington, Thursday evening, January, 1922, and will address this body if we desire him to do so;

Therefore be it resolved, That Mr. Bryan be invited to address the House of Representatives next Thursday at 11 o'clock A. M. or at such other hour as may suit the convenience of Mr. Bryan.

Said resolution was agreed to.

Thereupon the Speaker appointed Messrs. Gossett, Wheeler and Beckmann as a Committee to notify the Senate of the action of this House and to invite the Senate to be present and hear the address of Mr. Bryan.

Mr. Hopkins offered the following resolution, viz:

H. Res. 8. Resolution inviting Senators A. O. Stanley and R. P. Ernst to address a Joint Assembly of the Senate and House of Representatives.

Whereas, Kentucky's two United States Senators are taking the forefront in legislative matters in the Federal Congress, and

Whereas, the Hon. A. O. Stanley and the Hon. Richard P. Ernst are devoting their talents to the study of National financial questions and to the study of International questions, which affect every citizen of this Commonwealth, as well as of the Nation, and

Whereas, we feel that it would be beneficial to the Members of this General Assembly and would give our distinguished Senators an opportunity to come in personal touch with Representatives from every community in Kentucky if they would come to this Legislative Session,

Therefore be it resolved by the House of Representatives, the Senate concurring therein:

That Senators A. O. Stanley and Richard P. Ernst be invited to address a Joint Session of the Senate and the House of Representatives at their earliest convenience, upon questions they deem would be of interest to the Members of this General Assembly and the citizens of this Commonwealth.

The Chief Clerk of the Senate is hereby directed to extend to Senators Stanley and Ernst the invitations contained in this Resolution.

Mr. Hopkins moved that the Rules be suspended and that said resolution be taken up for consideration.

Said motion was agreed to.

Said resolution was adopted.

Mr. Duffy of the Board heretofore selected and sworn to determine the contest to a right to a seat in this House as Representative from the Legislative District composed of the Counties of Breathitt and Lee in the case of Bryce Cundiff, Contestant, versus James H. Johnson, Contestee, offered the following report, viz:

Majority report of contest committee in the case of Bryce Cundiff vs. James H. Johnson:

We the undersigned members of the Contest Committee, selected by the House of Representatives to hear and determine questions of law and fact concerning the contest case from Breathitt and Lee Counties, the 79th Legislative District, now pending before the House, in which Bryce Cundiff, the contestant, and James H. Johnson, is contestee, report as follows:

The Contest Committee, composed of H. C. Duffy, H. V. Thompson, Mrs. Mary E. Flannery, C. D. Minor, Arthur Saunders, Ira D. Smith, E. P. Murrah, J. C. Day and T. O. Holder, has held several meetings at which the parties in interest and their respective counsel were present. The Committee heard and considered carefully the argument of counsel for each side. They also received numerous motions, depositions and copies of records which were turned over to them for consideration.

From the record in this case it clearly appears that the Contestee, James H. Johnson, held the office of Magistrate, or Justice of the Peace, of Breathitt County during the year 1921, or at least up to some time in October, 1921, when he claims to have resigned by tendering a writing to the County Judge of Breathitt County. It further appears that as such Magistrate he was necessarily a collector of public moneys for this Commonwealth, it being his duty under our law to collect the State tax on all suits filed in his court above a certain amount and to collect all fines and forfeitures due the State, and to report the amount of his collections to the Circuit Court of his district and to make settlement with the Trustee of the Jury Fund therefor.

Section 45 of the Constitution provides:

Section 45.

"No person who may have been a collector of taxes or public moneys for the Commonwealth, or for any county seat, town or district, or the assistant or deputy of such collector, shall be eligible to the General Assembly unless he shall have obtained a *quietus* six months before the election for the amount of such collections and for all public moneys for which he may have been responsible."

Section 3745, Ky. Statutes, reads:

"A person holding an office under this State or the United States which is incompatible with a seat in the Legislature shall not be voted for as a Senator or Representative until he has resigned his office, post or employment, not until a

duplicate of his resignation has been filed in the county court clerk's office of the court of the county in which he resides: *and all votes given for him before such resignation is so filed, shall be void.''*

In the opinion of this Committee the Contestee, Johnson, did not comply with either the provisions of the Constitution or the Section 3745 of the Kentucky Statutes. To properly resign as Magistrate it was necessary for him to tender such resignation in writing to the Governor of Kentucky, the one from whom his commission came, and a copy or duplicate of same should then have been filed with the County Clerk of his own County.

The Executive Journal in the Governor's office fails to show that he did this and further, Johnson himself admits that he did not proceed in the manner required by law. It is further undisputed that no final settlement, discharge, report or *quietus* was ever asked for or received by Johnson at least six months before the November election, as required by Constitution, Section 45, in order that he might become eligible for a seat in the General Assembly.

Under these circumstances the Committee does not feel it necessary to comment upon the evidence tending to show violence, illegal voting and fraudulent methods, used in the Breathitt County election upon November 8th, 1921, but concludes as a matter of law, keeping in mind the plain provisions of the Constitution and the Statutes, that the Contestant Bryce Cundiff, received all of the legal votes cast or that could be counted for Representative of Breathitt County. That all votes cast for Contestee Johnson were void by reason of his ineligibility to the office of Representative, and that therefore the said Bryce Cundiff should be seated in the House of Representatives from Breathitt and Lee Counties, 79th Legislative District.

All of which is respectfully submitted to this honorable body, this January 17th, 1922.

H. C. DUFFY,
H. V. THOMPSON,
IRA D. SMITH,
MARY ELLIOTT FLANERY,
CLAUDE D. MINOR,
ARTHUR SAUNDERS.

Mr. Holder of said Board offered the following minority report, viz:

Bryce Cundiff, Contestant.

vs. Minority Report.

J. H. Johnson, Contestee.

The minority of the committee will respectively report that the provision of the Section 45 in the present Constitution. That no person who has been a collector of taxes or public money shall be eligible to a seat in the legislature till he shall have obtained a quietus six months before the election for the amount of taxes and public money that he has collected has been in all the constitutions of the State and in every statute for one hundred years.

The word "quietus" only appears in the constitution once and in the Statutes only once and that is in the chapter of Revenue and Taxation, Section 4130, which section provides that sheriff's and colectors shall get a "quietus" from the Auditor of State and the Fiscal Court, but no officer except a sheriff or collector of taxes has ever been required to have what is called a "quietus."

No officer can issue a "quietus" except the State Auditor and the Fiscal Court, and no officer settles with the Auditor or Fiscal Courts except sheriffs and collectors of taxes.

The word "quietus" is an odd and unusual word. It has a limited specific meaning and is defined in the Statute. It is a receipt called a "quietus" that is only issued by the State, Auditor and Fiscal Courts to sheriffs and collectors of taxes. No person ever heard of a police judge or a town marshall or a constable or a justice of the peace or a county or circuit clerk of a county or a county judge getting a "quietus," because they do not settle with the Auditor or Fiscal Court.

If these officers have to get a "quietus" they would never be eligible to the legislature, if they should live one hundred years after they retired from those offices, because they could never get a "quietus."

Police judges and justices of the peace, clerks, constables, town marshalls and county judges, are required by Section 4252 of the Statutes to make reports to the circuit courts on the first day of each term of the court of the amount of money in their hands and are required by Section 2283 of the Statutes to pay all money reported collected to the trustee of the jury fund.

The sheriff is required by Section 4252 of the Statutes to also report to the circuit courts all money he has collected except taxes. He reports to the Fiscal Court on account of taxes.

But these officers never get a "quietus" from anybody, they can if they want to get a receipt from the trustee of the jury fund, but not the paper called a "quietus." But if a "quietus" should be called a receipt and a justice of the peace must have a receipt from the trustee of the jury fund six months before the regular election, at which he is a candidate for the legislature to make him eligible, then the contestee had such a receipt, because he reported to the Circuit Court of Breathitt County at the March, June and November terms of that court in 1921 and paid over to the trustee of the jury fund one hundred dollars reported by him at the June term of the Court.

We file herewith a certificate of the Clerk of the Breathitt Circuit Court and a receipt of the trustee of the jury fund. Showing the reports made by Mr. Johnson, as justice of the peace at the March and November terms, 1921, and that his reports filed in June could not be filed because it was lost or mislaid and the Clerk could not find it.

RESIGNATION

The majority also report that Mr. Johnson was not eligible at the November election, 1921, because he has not resigned before the election his office of justice of the peace. The facts about this as shown by the records are: That on October 8th, 1921, Mr. Johnson tendered his resignation in writing as justice of the peace to the County Court Clerk of Breathitt County and on that day it was spread on the order book of the County Court Clerk.

It is further shown by the record that on October 17th, 1921, he tendered his resignation to the Governor and it was accepted by him, and on that day the Governor appointed P. H. Johnson as justice of the peace in his place, and he has been acting as such since that time, and yet the majority report says that he had not resigned.

The records showing his resignation and appointment are herewith filed as a part of this report .

Therefore, we, the undersigned minority members of the Committee, recommend that the contestee, J. H. Johnson, be declared elected, and that he be given his seat as a member of this honorable body.

THOS. O. HOLDER,
J. C. DAY,
ED. P. MURRAH.

Mr. Bosworth moved that said minority report be substituted for the majority report as offered by Mr. Duffy.

Mr. Bosworth moved that the consideration of said reports be made a special order for next Friday at eleven o'clock A. M.

Said motion was agreed to.

A message was received from the Senate announcing that they had concurred in a resolution which originated in this House of the following title, viz:

H. Res. 2. Resolution providing for the investigation of Penal and Charitable Institutions of the Commonwealth of Kentucky.

(For Resolution, see House Journal, Jan. 11.)

With an amendment thereto which is as follows, viz:

Amend H. R. 2 by adding at the end thereof "all meetings of the Committee shall be open for the attendance of newspaper correspondents and the public."

Mr. C. A. Nelson moved that the House do concur in said Amendment.

Said motion was agreed to.

Upon a call of Counties and Representative Districts the following Bills were introduced, ordered printed and referred as follows, viz:

By Mrs. Flannery.

H. B. 127. An Act to provide the Public Schools of Kentucky with free textbooks and providing for rules governing the use and distribution and care thereof and providing for the payment thereof. This bill to be known as the Musick-Flannery bill.

To Committee on Kentucky Statutes.

By same.

H. B. 128. An Act repealing Section 4369, of the Kentucky Statutes, Carroll's Edition, 1918, relating to granting certificates to pupils completing the elementary course of study of county school districts, and in order to simplify the method of granting certificates to pupils completing the elementary course of study of county school districts.

To Committee on Education No. 1.

By Mr. Holder.

H. B. 129. An Act relating to bathing; providing for the requirements of same; prescribing the manner in which it shall be done; providing for a suitable bathing resort on the coast of the Pacific for the males, and one on the coast of the Atlantic for females, and one on the Gulf of Mexico for the children under the age of 12 years of age; providing penalty for violation of this Act, and repealing all laws or parts of laws in conflict herewith.

To Committee on Banks and Banking.

By Mr. Beckman.

H. B. 130. An Act to repeal an Act concerning dwelling houses of Cities of the First Class.

To Committee on Municipalities.

By Mr. Scott.

H. B. 131. An Act to enable counties containing therein cities of the first class, and such cities, jointly, to acquire, construct, furnish, equipt and maintain tuberculosis hospitals in such counties, for the care, maintenance, and treatment of persons afflicted with tuberculosis, agreeably to the provisions of Section 3037-c, Kentucky Statutes, Carroll's Edition of

1915, providing for the creation, in such counties, of a "Board of Tuberculosis Hospital," and for the maintenance of such hospitals.

To Committee on Public Health.

By Mr. O'Donovan.

H. B. 132. An Act to license and regulate corporations in the business of making loans.

To Committee on Banks and Banking.

By same.

H. B. 133. An Act prescribing the minimum number of employes to be used in the operation of freight trains and transfer crews in the State, and providing a penalty for the violation of this Act.

To Committee on Railroads.

By Mr. Harry Meyers.

H. B. 134. An Act making it unlawful for any person, firm or corporation, employing others, in this Commonwealth, to adopt, or establish, or use any daylight saving or other standard of time with reference to such employment, other than the Standard Central Time of the United States, and providing penalty therefor.

To Committee on Cities of the Second and Third Class.

By same.

H. B. 135. An Act establishing and making the road leading from Independence via White's Tower, Staffordsburg, Kenton Station, Grant's Lick and Claryville to Alexandria

a part of the Primary system of State Highways of the Commonwealth of Kentucky, and designating said road as Project No. ——.

To Committee on Public Roads and Highways.

By Mr. Jeter.

H. B. 136. An Act to repeal Section 2978c, to the Kentucky Statutes, Carroll's Edition, 1915, relating to Compulsory School Attendance in cities of the first, second, third and fourth classes; also, Chapter 121 of the Acts of the General Assembly 1920, relating to Compulsory School Attendance of pupil children in cities of the first, second, third and fourth classes; and in order to provide for better school attendance of pupil children in cities of the first, second, third and fourth classes, be there enacted in lieu of the above the following section, relating to Compulsory School Attendance in cities of the first, second, third and fourth classes:

To Committee on Education No. 2.

By same.

H. B. 137. An Act to repeal Chapter 43 of the Acts of the General Assembly of 1920, relating to compulsory attendance of pupil children in the common schools, also Section 4526c-1, Section 4526c-6, and all intervening sections, of the Kentucky Statutes, Carroll's Edition, 1918, relating to compulsory attendance of pupil children in county school districts; and in order to provide for better school attendance of pupil children in county school districts, be there enacted in lieu of the above the following sections, relating to the school attendance of pupil children in county school districts:

To Committee on Education No. 2.

By Mr. Park.

H. B. 138. An Act relating to the fees and compensation of officers in counties having a population less than seventy-five thousand, requiring a record of same to be kept and a report made to the Auditor, fixing the amount to be retained by such officer and providing penalties for violation of this Act.

To Committee on Kentucky Statutes.

By Mr. E. B. Cross.

H. B. 139. An Act placing McCreary County in the second Railroad Commissioner's District.

To Committee on Redistricting Legislative.

By same.

H. B. 140. An Act to amend Chapter 17 of the Acts of the General Assembly of 1920 as approved by the Governor, March 16th, 1920, relating to roads and bridges and creating Department of State Roads, Highways, etc. By changing the routing of that portion of the state highway system as named in said Act in project No. 22, which reads "from Lawrenceburg to the Kentucky and Tennessee State Line at Isham, Tennessee, via Harrodsburg, Danville, Stanford, Somerset, Whitley City and Stephen's Mill."

To Committee on Public Roads and Highways.

By Mr. O. P. Harvey.

H. B. 141. An Act to repeal Section five of Chapter one hundred and twenty-two of the Acts of nineteen hundred and twenty, entitled "An Act for the protection of birds and game animals; fixing open and closed seasons for the same; fixing the bag limit for birds and animals killed in open season; pro-

hibiting the snaring of rabbits at any time, and providing penalty for the violation of this Act.''

To Committee on Fish and Game.

By Mr. G. F. Thompson.

H. B. 142. An Act requiring persons, firms, corporations or railroad companies operating railroads in this State and creating, maintaining and operating car shops, repair shops and repair yards, where railroad cars are manufactured or repaired, to povide suitable sheds or shelters for the protection of workmen, and providing penalties for failure to provide such sheds or shelters for said purpose.

To Committee on Railroads.

By same.

H. B. 143. An Act declaring one male dog exempt from taxation to each Housekeeper, residing within this Commonwealth, and fixing the license tax and amount thereof on dog owned or kept by all persons in excess of said dog exempted.

To Committee on Agriculture.

By Mr. Waggoner.

H. B. 144. An Act making it a misdemeanor to kill, damage or wound a blood-hound, deer-hound or fox-hound while in actual chase, in this Commonwealth, and providing penalty therefor.

To Committee on Fish and Game.

By same.

H. B. 145. An Act to regulate the sale of clothing in this Commonwealth, and providing penalty for its violation.

To Committee on Commerce.

By Mr. Gossett.

H. B. 146. An Act relating to license fees from motor vehicles.

To Committee on Public Roads and Highways.

By Mr. Drury.

H. B. 147. An Act authorizing Courts of Justice to grant Declaratory Judgments.

To Committee on Circuit Courts.

By Mr. Strange.

H. B. 148. An Act providing that whoever furnishes work or labor, material or supplies, fixtures or machinery, or other things of value to the lessee holding or owning a leasehold or any right conferred by any lease relating to oil, gas or other minerals, in the development or improvement of such leasehold shall have a lien on the leasehold or the entire interest of the lessee to secure the payment by the lessee for such work or labor, material or supplies, fixtures or machinery or other thing of value, and providing method for the enforcement of such lien.

To Committee on Public Roads and Highways.

By Mr. Oscar Vest.

H. B. 149. An Act relating to revenue and taxation; fixing duties of County Tax Commissioners, and property owners, as to the assessment of property for taxation.

To Committee on Revenue and Taxation.

Mr. Dorsey of the Committee on Enrollments reported that they had examined and found correctly enrolled Resolutions of the following titles, viz:

S. Res. 6. Resolution commending the people of Kentucky to the National Health Exposition to be held in Louisville, Kentucky, February 1 to 9, 1922.

S. Res. 7. Resolution authorizing the Senate and House of Representatives to employ one Page and Assistant Doorkeeper for the Senate and one Assistant Doorkeeper and one Stenographer for the House of Representatives.

S. Res. 8. Resolution congratulating the people of Mexico upon the election of President Obregon.

Thereupon all other business was suspended, the said Resolutions were read at length and compared in open House and thereupon the Speaker in open Session and in the presence of the House affixed his signature thereto.

Ordered that the Enrolling Clerk return the same to the Senate.

The House took up for consideration from the Calendar a Bill of the following title, viz:

H. B. 6. An Act to amend Section 18 of an Act of the General Assembly of the Commonwealth of Kentucky, passed at the 1918 session which is Chapter 64 of the Acts of 1918, relating to the drainage and the prevention of overflow of lands, towns, cities, roads, streets, the establishment, organization, and maintenance of drainage, levee and reclamation districts, etc.

Ordered that said Bill be read the second time.

The Constitutional Provision as to the second reading of the said bill at length being dispensed with, it was read the second time by its title.

Ordered that said bill be placed in the Orders of the Day.

Mr. Wheeler moved that the House do now adjourn.

Said motion was agreed to.

And then the House adjourned.

WEDNESDAY, JANUARY 18, 1922.

The House was opened with prayer by the Rev. M. S. Clark of the Methodist Episcopal Church, South, of Frankfort.

The roll was called and the following Members answered to their names, viz:

Samuel W. Adams	G. Lucien Drury	Lester Jeter
R. M. Amos	H. C. Duffy	James H. Johnson
B. C. Beckmann	W. D. Duncan	Wright Kelly
C. W. Bennett	George W. Ellis	S. B. Lane
J. E. Bickett	Mrs. M. E. Flannery	H. R. Lawrence
W. M. Boling	Emery L. Frazier	Oscar Leibson
J. F. Bosworth	Dr. H. M. Fultz	Leon P. Lewis
Berl Boyd	W. L. Gossett	Martin Light
John E. Brown	Bryant Green	Rufus Lisle
W. R. Button	Ed. A. Gullion	C. C. May
Sam A. Cary	J. Edgar Hadden	Harry J. Meyers
Chas. Chandler	Oscar P. Harvey	Harry B. Miller
Lee Clark	H. C. Hawkins	Claude D. Minor
E. B. Cross	Thos. O. Holder	R. C. Moore
J. C. Day	N. T. Hopkins	S. H. Moore
O. A. Denton	David J. Howard	Ed. P. Murrah
G. Givens Dixon	Frank J. Humbert	B. A. Muster
A. W. Dorsey	J. T. Jennings	C. D. McCaw

W. T. McGuire
R. D. McMurtry
E. E. Nelson
Chas. A. Nelson
Geo. W. Newman
D. A. O'Donovan
C. C. Olney
James Park
Brodie Payne
H. Walter Pierce
S. R. Powell
Arch M. Quarles
R. I. Rice
Arthur Saunders
David I. Scott
Lee L. Simons
Reuben E. Skaggs
George W. Smith
Ira D. Smith
R. F. Stewart
Frank L. Strange
H. V. Thompson
Geo. F. Thompson
H. Q. Thompson
Jas. H. Thompson
S. G. Thornberry
D. D. Thornberry
John M. Tinsley
N. I. Toombs
Chas. B. Truesdell
John L. Trumbo
Oscar Vest
Geo. C. Waggoner
W. T. Walker
W. S. Wallen
W. D. Watkins
W. G. Wheeler
J. B. Wicker
T. C. Willis

The reading of the Journal of yesterday's proceedings was dispensed with.

The House took up from the Clerk's desk the following resolution, viz:

S. Res. 2. Resolution directing the Governor to designate the Second Sunday in May a "Mother's Day" and to display flags on State Buildings.

Whereas, the service rendered the United States by the American Mother is a supreme source of our country's strength and inspiration; and

Whereas, we honor ourselves and the mothers of our homes, state and nation when we do anything to give emphasis to the home as the fountain-head of the state; and

Whereas, the American mother has done, and is doing so much for the home, and moral uplift and religion; hence so much for good government, patriotism and humanity; therefore,

Be It Resolved (if the House of Representatives concur), That the Governor of the State is hereby authorized and requested to issue annually a proclamation calling upon the state and school buildings, and the people of the state to display the flag at their homes, lodges, churches and place of business, and other suitable places, on the

SECOND SUNDAY IN MAY, KNOWN AS MOTHER'S DAY, as a public expression of love and reverence for the mothers of our state and other women serving it, and as an inspiration for better homes and closer ties between the home and our Commonwealth.

Said resolution was concurred in.

The House took up from the Clerk's desk the following resolution, viz:

S. Res. 3. Resolution providing for copies of Governor's message for Governor.

Be it resolved by the Senate of the Commonwealth of Kentucky, the House of Representatives concurring therein, that one thousand copies of the Governor's message be printed, stamped and put on his desk ready for mailing, for his personal use.

Said resolution was concurred in.

The House took up for consideration from the Clerk's desk, the following resolution, viz:

S. Res. 9. A resolution requesting the War Department at Washington, D. C., and Congress of the U. S. to retain Camp Knox.

Whereas, the United States Government has expended many million dollars in the purchase, erection and equipping Camp Knox as one of the chief artillery camps and training ground for the National Guard of the Fifth Corps Area in the United States, for the purpose of training officers and men in the artillery branch of the United States Army; and

Whereas, the location is but a few miles from the center of the population of the United States, and the climate such as to permit outdoor training the year round; and

Whereas, the location of Camp Knox and its equipment has made it the best artillery training school and firing range in the United States; and

Whereas, the purchase of said artillery site is more than ninety (90%) per cent completed; and

Whereas, there is some indication as expressed in the public press of the War Department abandoning Camp Knox, now therefore

Be it resolved by the Senate of Kentucky, the House of Representatives concurring herein:

Section 1. That the Secretary of War and the Chief of Staff for the Artillery Department of the United States Army, as well as the National Congress, are hereby respectively petitioned by the General Assembly of the Commonwealth of Kentucky to retain and not abandon Camp Knox of Kentucky as an artillery training school and training ground for the National Guard of the Fifth Corps Area; and that they be further petitioned to grant adequate sums for the permanent improvement and equipment of said Camp Knox to the end that it may become the chief center of artillery training and for all branches of the United States Army.

Section 2. That certified copies of this resolution be transmitted by the Clerks of the Senate and House, respectively, to the Secretary of War, Washington, D. C., to the Chief of Staff of the United States Army, to General Snow, Chief of Artillery, and to the Chairman of each of the Committees on Military Affairs in the Senate and House of Representatives of the National Congress, and to each Congressman and Senator from Kentucky.

Said resolution was concurred in.

The House took up from the Clerk's desk a resolution of the following title, viz:

S. Res. 10. Joint Resolution appointing Senators and

three Representatives for the purpose of investigating certain Departments of the State.

Said Resolution was read by its title, ordered printed and referred,

To the Committee on Rules.

A message was received from the Senate announcing that they had adopted the following resolution, viz:

S. Res. 11. Resolution extending thanks to Chamber of Commerce for courtesies extended General Assembly.

Said Resolution is as follows, viz:

Whereas, the Chamber of Commerce in the City of Frankfort, Kentucky, did on January 16th, 1922, entertain the General Assembly at the Y. M. C. A. Building in said city, which was a very enjoyable affair.

Now, therefore, be it resolved by the Senate, the House of Representatives concurring therein, that we extend to said Chamber of Commerce our sincere thanks, and here express our appreciation for said entertainments.

Mr. Bosworth moved that the Rules be suspended and that said Resolution be taken up for consideration.

Said motion was agreed to.

Said Resolution was concurred in.

A message was received from the Senate announcing that they had passed a Resolution of the following title, viz:

S. Res. 12. Resolution inviting Hon. W. J. Bryan to address the General Assembly Thursday, January 19, or at some date in the near future.

Said resolution is as follows, viz:

Whereas, Hon. Wm. J. Bryan, one of this Nation's most distinguished citizens, will be at Lexington, Kentucky, Thursday, January 18th, 1922.

Be it therefore resolved by the State Senate of Kentucky, the House of Representatives concurring therein:

That the Hon. Wm. J. Bryan be and he is hereby extended an invitation to address a Joint Assembly of the Kentucky Legislature, on Thursday, January 19th, at 11 o'clock A. M., if possible, and if not at a later date to be selected by him, during the present session, and that the presiding officers of said Senate and House are hereby requested to appoint a committee of three from the Senate and three from the House to extend this invitation and urge its acceptance and make report hereunder as soon as possible.

Mr. Bosworth moved that the Rules be suspended and that said resolution be taken up for consideration.

Said motion was agreed to.

Said resolution was then concurred in.

Mr. Gossett offered a Resolution of the following title, viz:

H. Res. 7. Resolution directing the Committee on Public Health to make certain investigations.

Which was read by its title, ordered printed and referred,

To the Committee on Rules.

Mr. Walker of the Committee on Internal Improvements reported a bill of the following title, viz:

H. B. 28. An Act authorizing the fiscal courts of counties of this Commonwealth to indemnify the United States against any and all claims for damages that might result from overflow of rivers, improved by the United States by installing locks and dams.

Said bill was read the first time at length and ordered to be placed on the Calendar.

In pursuance to the provisions of H. Res. 2 heretofore adopted in this House on Monday, January 9, the Speaker announced the following Committee, viz:

Messrs. Charles A. Nelson, Drury, Vest and E. D. Nelson.

The following communication was received and read by the Clerk of the House, viz:

Frankfort, Kentucky, January 12, 1922.

To the Clerk of the House of Representatives,

Kentucky General Assembly, Frankfort, Kentucky.

Dear Sir:

Frankfort Lodge No. 530, B. P. O. Elks, hereby extends a most cordial invitation to the members and attaches of the Kentucky General Assembly who are members of the Benevolent and Protective Order of Elks to come to our Home and avail themselves of all of the privileges of the Club.

By order of the Lodge.

JOS. J. KERNEN, *Secretary.*

Upon a call of Counties and Representative Districts the following Bills were introduced, ordered printed and referred as follows, viz:

By Mr. Frazier.

H. B. 150. An Act to continue the existence of the Kentucky Council of Defense for the sole purpose of completing the work of gathering, arranging and preserving the history of Kentucky's part in the World War, making an appropriation for that work, and providing for final disposition of its War Historical Records.

To Committee on Military Affairs.

By Mr. Minor.

H. B. 151. An Act amending Sub-section "i" of Section 2 of Chapter 90 of the Acts of 1920, being an Act relating to vehicles; regulating their use and operation upon the public highways of this Commonwealth; providing for the registration and licensing of motor vehicles; fixing the amount of the license and manner of payment thereof; providing for registration and licensing of operators of motor vehicles and the amount of such license; providing a method of registration or motor vehicles; preventing illegal traffic in motor vehicles; providing penalty for the violation of this Act, and repealing any and all conflicting laws.

To Committee on Public Roads and Highways.

By Mr. H. Q. Thompson.

H. B. 152. An Act to authorize authorities of cities of the first, second, third and fourth class to appropriate moneys to veteran war organizations for the proper observance of Memorial Day.

To Committee on Appropriations.

By Mr. R. C. Moore.

H. B. 153. An Act making it unlawful to furnish impure and unfiltered water to cities and towns or to the citizens thereof.

To Committee on Municipalities.

By Mr. Beckmann.

H. B. 154. An Act providing for the standard construction of caboose cars for safety of employes.

To Committee on Railroads.

By Mr. Leibson.

H. B. 155. An Act defining industrial and commercial printing and to secure in cities of the first class the examination for qualification and the registration and licensing of persons engaged in commercial and industrial printing and to secure the supervision and inspection of commercial and industrial printing as defined by this Act.

To Committee on Municipalities.

By Mr. Lewis.

H. B. 156. An Act to amend Section 4, Chapter 81, of the Acts of 1920, which became a law March 23, 1920.

To Committee on Criminal Law.

By Mr. D. I. Scott.

H. B. 157. An Act amending Section twenty (20) and one hundred and twenty-eight (128) of the Act approved July 1, 1893, entitled, "An Act for the government of cities of the first class"; said sections being designated, respectively, as Sections 2782 and 2913, Kentucky Statutes, Car-

roll's Edition, 1915; and relate to the enactment in such cities of ordinances imposing fines for misdemeanors, and the imposition of fines and penalties by the Police Courts of such cities.

To Committee on Municipalities.

By same.

H. B. 158. An Act to amend and re-enact Sections 2997, 2998, 3000, 3001 and 3005, Kentucky Statutes (Carroll's Edition, 1915), relating to the collection and payment of taxes in cities of the first class.

To Committee on Revenue and Taxation.

By Mr. Adams.

H. B. 159. An Act to repeal sections 4507-4517 and all intervening sections of Kentucky Statutes relating to county teachers' institutes and to provide in lieu thereof for the establishment, maintenance and operation of a county teacher training course to be conducted under rules and regulations adopted by the State Board of Education in each county of this Commonwealth, and to provide for a teacher training department in high schools, and to appropriate the necessary funds therefor.

To Committee on Education No. 2.

By same.

H. B. 160. An Act to repeal Section 30 and Section 31 of Chapter 13 of the Acts of the General Assembly of 1910, relating to textbook commissions for cities; also, Section 4421a-1, Section 4421a-30 and all intervening sections, of the Kentucky Statutes, Carroll's Edition, 1918, relating to the

selection of textbooks for the common schools by a State Textbook Commission; also, Section 4421b-1, Section 4421b-32 and all intervening sections, of the Kentucky Statutes, Carroll's Edition, 1918, relating to the selection of textbooks for common schools by textbook commissions in cities of the first, second, third and fourth class; and in order to provide an effective method of selecting textbooks for the common schools be there provided in lieu thereof the following sections, relating to the selection of textbooks for the common schools.

To Committee on Education No. 2.

By Mr. O'Donovan.

H. B. 161. An Act to regulate the issue and redemption of script or other evidence of debt in order to prohibit the graft from workingmen's wages as advancement before pay day.

To Committee on Immigration and Labor.

By Mr. Wicker.

H. B. 162. An Act to provide for the issuance of County School teachers' certificates, regulating same and providing for revocation thereof.

To Committee on Education No. 2.

By Mr. Chandler.

H. B. 163. An Act to repeal Section 552, Carroll's Kentucky Civil Code, relating to taking testimony in trials in equity cases.

To Committee on Codes of Practice.

By same.

H. B. 164. An Act reducing the number of challenges in selecting juries in felony cases.

To Committee on Criminal Law.

By same.

H. B. 165. An Act relating to increase in pay for jury service.

To Committee on Judiciary.

By Mr. Amos.

H. B. 166. An Act legalizing the organization of co-operative associations producing, dealing in, handling or preparing for market, farm, dairy, orchard or garden products, and for the establishment in conjunction therewith co-operative banking institutions.

To Committee on Agriculture.

By Mr. Bennett.

H. B. 167. An Act for the assessment of property for Graded School purposes.

To Committee on Revenue and Taxation.

By same.

H. B. 168. An Act to amend Section 110 of Criminal Code, Carroll's Edition, 1919.

To Committee on Codes of Practice.

By same.

H. B. 169. An Act to require Railroads to put in and maintain farm crossings.

To Committee on Railroads.

By Mrs. Flannery.

H. B. 170. An Act to amend and re-enact, as amended, Section 31 of an Act entitled, "An Act refining boundaries for School Districts embracing cities of the fourth class, and providing systems of schools in such districts, and creating boards of education for such districts, providing for election thereof, defining their powers and duties, and repealing all laws in conflict therewith," approved March 13, 1920.

To Committee on Education No. 2.

By Mr. E. E. Nelson.

H. B. 171. An Act to take "Williamsburg, Whitley County," out of the list of fifth class cities and place it in the list of fourth class cities by amending and re-enacting Section 2740, Kentucky Statutes, Carroll's Edition, 1915, by striking from the list of fifth class cities the words, "Williamsburg, Whitley County," and inserting the said words "Williamsburg, Whitley County" in the list of fourth class cities contained in said section, so that the said words shall immediately follow "Murray, Calloway County."

To Committee on Cities of the Fourth Class.

By Mr. H. J. Meyers.

H. B. 172. An Act making it unlawful to practice deceit in attempting to solicit money or other thing of value by falsely pretending to be blind, deaf, dumb, without arms or

legs or otherwise physically deficient or suffering from any physical defect or deformity and providing penalty therefor.

To Committee on Second and Third Class Cities.

The House took up for consideration from the Orders of the Day a bill of the following title, viz:

H. B. 6. An Act to amend Section 18 of an Act of the General Assembly of the Commonwealth of Kentucky passed at the 1918 session, which is Chapter 64 of the Acts of 1918, relating to the drainage and the prevention of overflow of lands, towns, cities, roads, streets, the establishment, organization and maintenance of drainage, levee and reclamation districts, etc.

Said bill is as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§1. That Section 18 of Chapter 64 of the Acts of the General Assembly of 1918, be amended by adding at the end of the first paragraph thereof the following provision:

"Provided further, that after the report of the board of appraisers has been filed, if the owners of seventy-five per cent of the land embraced in the said district, or any part thereof which is practically separated from other portions of the district, file a petition in the court in which the proceeding is pending, stating that they desire to abandon the proposed improvement, the court shall dismiss the proceeding at the cost of the landowners," so that first paragraph of said section when so amended shall read as follows:

"Section 18. If any exceptions have been filed by any person, as above provided, to the report, the Board of Drainage Commissioners are empowered to effect agreement with the persons so filing exceptions to said report, if any such

agreement can be reached, but no agreement shall become binding until approved by the court, but if no agreement is effected, a trial shall be had upon such exceptions to said report. A trial shall first be had on the exceptions to the assessment of damages, which shall, if demanded, be by jury, as now provided by law for the condemning of property for railroad rights of way, and the trial thereof shall be governed in all respects by the same rules governing trials in condemnation proceedings for railroad rights of way. This shall apply to the damages assessed to the owner of land taken for rights of way as herein provided, whether the lands or other property be within or without the drainage, levee, or reclamation district. If it be necessary to acquire any right of way or outlet over or through any lands, not embraced in the district the same may be required in the same proceeding and the value of the land to be taken for such purpose and the damage to the adjacent lands used thereby shall be determined in the same proceeding. All damages awarded either for lands inside or outside of the district, or for lands actually taken, shall be paid by the Board of Drainage Commissioners out of the first funds available for that purpose, and the Board of Drainage Commissioners shall either pay in cash or make provisions for the payment thereof and secure the payment to the other before the land is taken, injured or destroyed, unless the party thereto shall waive such payment in advance. The trial of the exceptions to the damages assessed shall be completed before any hearing or trial is had upon any of the exceptions to the assessment of benefits or classification of the lands or other property in said district, but when the hearing is completed on the exceptions to the assessments of damages, then the court shall hear and determine all exceptions to the assessment of benefits and classification of lands, which shall be heard by the court in a summary manner, so as to carry out liberally the purposes and needs of the district and the equities of all persons interested in the improvement, in said district. The court shall

determine the correctness of the classification and assessment of benefits to each tract of land or other property involved, when any exceptions have been filed to the report of the board of appraisers. The report of the board of appraisers shall be prima facie evidence of the fact that the findings therein are true and correct in all respects. If it appears to the court, after having heard and determined all exceptions, that the estimated cost of the construction of the proposed improvement contemplated in the 'Plan for Reclamation' is less than the benefits properly assessed against the land and other property in said district, the court shall then approve and confirm the report of the board of appraisers as to the classification and assessment of benefits as the same shall be amended or modified by the court. The order of the court approving and confirming said report of the board of appraisers shall also contain the judgment of the court relating to the condemnation of the lands and other property to be taken, damaged or destroyed, whether the lands are within or without the boundaries of said district. Provided further, that if a majority of the landowners shall at this time desire to abandon the proposed improvement, they shall have the right to do so by showing that the cost of the proposed amendment exceeds the benefit accruing to the lands and property in said district, and when it is so made to appear the court shall dismiss the proceeding. Provided further, that after the report of the board of appraisers has been filed, if the owners of seventy-five per cent of the land embraced in the said district, or any part thereof which is practically seperated from other portions of the district, file a petition in the court in which the proceeding is pending, stating that they desire to abandon the proposed improvement, the court shall dismiss the proceeding at the cost of the landowners."

§ 2. Whereas, it is necessary that prompt action be taken on this measure and its immediate enactment and enforcement is imperative in order that those affected thereby in this Commonwealth may be relieved from great cost and

inconvenience in further construction and maintenance of certain drainage districts and portions thereof, and in order that those affected may receive the benefits of this act, an emergency is hereby declared to exist, and this act shall take effect from and after its passage and approval as required by law.

Ordered that said bill be read the third time.

The Constitutional provision as to the third reading of said bill at length being dispensed with, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution, were as follows, viz:

Those who voted in the affirmative were—

Samuel W. Adams	Bryant Green	W. T. McGuire
R. M. Amos	Ed. A. Gullion	R. D. McMurtry
B. C. Beckmann	J. Edgar Hadden	E. E. Nelson
J. E. Bickett	Arch L. Hamilton	Chas. A. Nelson
W. M. Boling	Oscar P. Harvey	Geo. W. Newman
J. F. Bosworth	H. C. Hawkins	D. A. O'Donovan
Thos. Bowman	Thos. O. Holder	C. C. Ooey
Berl Boyd	N. T. Hopkins	James Park
John E. Brown	Frank J. Humbert	Brodie Payne
Sam A. Cary	Lester Jeter	H. Walter Pierce
Chas. Chandler	S. B. Lane	S. R. Powell
Lee Clark	H. R. Lawrence	Arch M. Quarles
F. B. Cross	Oscar Leibson	R. I. Rice
J. C. Day	Leon P. Lewis	J. L. Richardson
O. A. Denton	Martin Light	Arthur Saunders
G. Givens Dixon	C. C. May	David I. Scott
A. W. Dorsey	Harry J. Meyers	Lee L. Simons
G. Lucien Drury	Harry B. Miller	Reuben E. Skaggs
W. D. Duncan	Claude D. Minor	George W. Smith
George W. Ellis	R. C. Moore	Ira D. Smith
Mrs. M. E. Flannery	S. H. Moore	R. F. Stewart
Emery L. Frazier	Ed. P. Murrah	Frank L. Strange
Dr. H. M. Fultz	B. A. Muster	H. V. Thompson

Geo. F. Thompson	N. I. Toombs	W. S. Wallen
H. Q. Thompson	Chas. B. Truesdell	W. D. Watkins
Jas. H. Thompson	John L. Trumbo	W. G. Wheeler
S. G. Thornberry	Fred C. Vanhoose	J. B. Wicker
D. D. Thornberry	Oscar Vest	T. C. Willis
John M. Tinsley	Geo. C. Waggoner	
Garnett W. Tolin	W. T. Walker	—88

Resolved that the title thereof be as aforesaid.

And then the House adjourned.

THURSDAY, JANUARY 19, 1922

The House was opened with prayer by the Rev. I. W. Wilcox of the Presbyterian Church Southern Assembly of Frankfort.

The roll was called and the following Members answered to their names, viz:

Samuel W. Adams	Ed. A. Gullion	Claude D. Minor
B. C. Beckmann	J. Edgar Hadden	R. C. Moore
J. E. Bickett	Arch L. Hamilton	S. H. Moore
W. M. Boling	Oscar P. Harvey	Ed. P. Murrah
Thos. Bowman	H. C. Hawkins	B. A. Muster
Berl Boyd	Thos. O. Holder	C. D. McCaw
John E. Brown	N. T. Hopkins	W. T. McGuire
Chas. Chandler	J. T. Jennings	R. D. McMurtry
Lee Clark	Lester Jeter	E. E. Nelson
E. B. Cross	Ira Jones	Chas. A. Nelson
J. C. Day	James H. Johnson	Geo. W. Newman
A. W. Dorsey	Wright Kelly	D. A. O'Donovan
G. Lucien Drury	S. B. Lane	C. C. Oney
H. C. Duffy	H. R. Lawrence	James Park
George W. Ellis	Oscar Leibson	Brodie Payne
Mrs. M. E. Flannery	Leon P. Lewis	H. Walter Pierce
Emery L. Frazier	Martin Light	S. R. Powell
Dr. H. M. Fultz	Rufus Lisle	R. I. Rice
W. L. Gossett	Harry J. Meyers	Arthur Saunders

David I. Scott	Jas. H. Thompson	Geo. C. Waggoner
Lee L. Simons	S. G. Thornberry	W. T. Walker
George W. Smith	D. D. Thornberry	W. S. Wallen
Ira D. Smith	John M. Tinsley	W. D. Watkins
R. F. Stewart	Garnett W. Tolin	W. G. Wheeler
Frank L. Strange	N. I. Toombs	J. B. Wicker
Geo. F. Thompson	Chas. B. Truesdell	T. C. Willis
H. Q. Thompson	John L. Trumbo	

The reading of the Journal of yesterday's proceedings was dispensed with.

Mr. Drury offered the following Resolution, viz:

H. Res. 9. Concurrent Resolution calling for printing of Governor's Message of January 16, 1922.

Be it resolved by the House of Representatives, the Senate concurring, that Twenty Five Copies of the Governor's Message of January 16, 1922, be printed, wrapped and stamped and placed on each Member's desk, and One Thousand Copies of same be so prepared and furnished the Governor.

Mr. Drury moved that the Rules be suspended and that said Resolution be taken up for consideration.

Said motion was agreed to.

Said Resolution was then adopted.

The Committees to which same had been referred reported Bills of the following titles, viz:

H. B. 51. An Act to amend Section 244 of the criminal code of practice, sixth edition, 1919, edited by Hon. John D. Carroll. Relating to separation of juries made up of both sexes on the trial of felonies and misdemeanors and providing for officers in charge to be of like sex.

H. B. 78. An Act to amend and re-enact Section 75 of the criminal code, Carroll's 1915 Edition.

H. B. 56. An Act to amend and re-enact Sub-section fourteen of article XVIc of Chapter one hundred and thirteen, Kentucky Statutes, Carroll's Edition, 1915.

H. B. 17. An Act for the benefit of the American Printing House for the blind and making an appropriation for it.

H. B. 53. An Act to provide relief for the needy blind in the counties.

H. B. 55. An Act to amend, enlarge the powers, and re-enact Section 553a of the Kentucky Statutes (Act of March 20, 1900), relating to bridges heretofore or hereafter constructed over navigable streams and rivers wholly within the boundary of the State of Kentucky.

Said bills were severally read at length the first time and ordered to be placed on the Calendar.

The hour of ten-thirty having arrived, that being the hour for the Joint Assembly of the House and Senate as provided by Resolution heretofore adopted for the purpose of hearing the Hon. W. J. Bryan address the General Assembly.

The Senate in order entered upon the floor of the hall of the House of Representatives and the Joint Assembly was called to order by the Hon. Thruston Ballard, Lieut. Governor and President of the Senate, the Speaker of the House taking a seat at the right.

After an eloquent and able address by Mr. Bryan the President of the Senate declared the dissolution of the Joint Assembly.

Thereupon the Speaker resumed the chair.

The Speaker laid before the House the following communication, viz:

Frankfort, Kentucky, Jan. 18, 1922.

To the House of Representatives:

In accordance with resolution adopted by your body on January 12th, we are herewith enclosing you reports, tabulations, etc., giving the information requested in regard to the activities of the State Highway Commission since the present road law became effective, to-wit, July 1, 1920.

We will be glad to have a representative of this Department appear before a proper committee of your body for a full explanation of any expenditures or matters that are not thoroughly understood.

Yours very truly,

STATE HIGHWAY COMMISSION,

By JOE S. BOGGS, *State Highway Engineer.*

Ordered that said communication with its accompanying tabulations, etc., be referred to the Committee on Public Roads and Highways.

Upon a call of the Counties and Representative Districts the following Bills were introduced, ordered printed and referred as follows, viz:

By Mr. Lane.

H. Res. 9. Joint Resolution for the benefit of J. W. Hedden, Former Superintendent of Public Printing.

To Committee on Kentucky Statutes.

By Mr. H. Q. Thompson.

H. B. 173. An Act to protect workmen and to protect our Commonwealth from being overrun by unemployed workmen, by compelling employers of labor to state in all advertisements for help that a strike exists or is about to exist when said condition prevails.

To Committee on Immigration and Labor.

By Mr. Ira Smith.

H. B. 174. An Act to provide for the Commitment, Government and conduct of delinquent children committed to the Houses of Reform during their confinement in said Houses of Reform and while on parole, and declaring an emergency.

To Committee on State Prisons and Houses of Reform.

By same.

H. B. 175. An Act to provide for the government, and conduct of prisoners, sentenced to the Reformatory at Frankfort and the Penitentiary at Eddyville, during their term of sentence, and their eligibility to parole.

To Committee on State Prisons and Houses of Reform.

By Mr. Powell.

H. B. 176. An Act relating to the manufacture, keeping, storage, transportation and sale of explosives, and providing penalties for any violation thereof.

To Committee on Immigration and Labor.

By Mr. C. A. Nelson.

H. B. 177. An Act to amend and re-enact Section 11 of an Act entitled:

"An Act relating to roads and bridges; creating the De-

partment of State Roads and Highways, providing for officers to administer it and prescribing the powers and duties of such officers; fixing the salary of the State Highway Engineer and prescribing the amount which may be expended by said department; prescribing laws governing said department and the officers therein; accepting the provision of the Federal law providing that the United States shall assist in the construction of rural post roads and making appropriation for co-operative work with the United States Government; providing for the payment of the State's part of the construction of State aid roads under the present law; providing for the acceptance of and making binding gifts and donations; establishing and designing a primary system of State highways and providing for their construction and maintenance; providing for the obtaining of rights of way and naming cities and towns from which construction shall commence; and repealing Sub-section 1, 2, 4, 5, 6 and 7, of Section 4356t, Kentucky Statutes, Edition 1915; also repealing Section 4356u and Sub-sections 1, 2, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 23, 24, 25, of Section 4356x, Kentucky Statutes, edition 1915, and the supplement to said edition known as Vol. 3, repealing any other act or acts in conflict herewith."

To Committee on Public Roads and Highways.

By Mr. Gullion.

H. B. 78. An Act to prohibit the manufacture, sale, transportation, possession, or other disposition of spiritous, vinous, malt or intoxicating liquors, except for sacramental, medicinal, scientific or mechanical purposes; to regulate the manufacture, transportation, sale, ownership and possession of apparatus designed for the manufacture of spirituous, vinous, malt or intoxicating liquors in the Commonwealth of Kentucky; to regulate the manufacture, sale and transportation of alcohol for non-beverage purposes; to provide a pen-

alty for violation of the provisions of this Act; conferring on Quarterly Courts and Justices of the Peace concurrent jurisdiction with the Circuit Judge in the trial of all offenses under this Act where the punishment does not exceed a fine of three hundred dollars and imprisonment in the county jail not exceeding sixty days, and declaring an emergency to exist.

To Committee on Criminal Law.

By Mr. D. I. Scott.

H. B. 179. An Act to prohibit corporations from practicing law.

To Committee on Judiciary.

By Mr. Adams.

H. B. 180. An Act to amend an Act of the General Assembly of 1920 in Chapter so entitled "An Act to amend and re-enact section 3783 of the Kentucky Statute, Carroll's Edition, 115, relating to the patrols.

By same.

H. B. 181. An Act to amend Sub-section 2 of Section 331e of the Kentucky Statutes in reference to County Court—Juvenile Session—Clerk of Court.

To Committee on Cities of Second and Third Classes.

By Mr. Day.

H. B. 182. An Act to amend Section 5 of Chapter 17 of the Acts of the General Assembly of Kentucky, 1920, relating to roads and bridges, by making an addition to project No. 6.

To Committee on Public Bridges.

By Mr. Button.

H. B. 183. An Act relating to public roads and highways.

To Committee on Public Roads and Highways.

By Mr. Truesdell.

H. B. 184. An Act to provide for the American Creed to be read in the public schools of the Commonwealth.

To Committee on Education No. 2.

By same.

H. B. 185. An Act making it the duty of school trustees to procure suitable United States flags and cause them to be displayed on all public school buildings and grounds during school terms.

To Committee on Education No. 2.

By Mr. Miller.

H. B. 186. An Act to amend and re-enact Section 528, Kentucky Statutes, Carroll's Edition, 1915, relating to the duties of Coroner.

To Committee on Kentucky Statutes.

By Mr. Brodie Payne.

H. B. 187. An Act to amend and re-enact Sub-section 6 of Section 3480b, Kentucky Statutes, relating to the nomination of candidates for commissioners and for mayor and for police judge of third class cities.

To Committee on Cities of Second and Third Classes.

Mr. Drury moved that the hour for the Joint Session of the General Assembly on tomorrow for the purpose of hearing an address by Senator A. O. Stanley be fixed at eleven-thirty o'clock A. M.

Said motion was agreed to.

The House took up for consideration from the Calendar a Bill of the following title, viz:

H. B. 28. An Act authorizing the Fiscal Courts of Counties of this Commonwealth to indemnify the United States against any and all claims for damages that might result from overflow of rivers improved by the United States by installing locks and dams.

Ordered that said bill be read the second time.

Constitutional provision as to the second reading of said bill at length being dispensed with, it was read the second time by its title and ordered to be placed in the Orders of the Day.

Mr. Hamilton moved that the House do now adjourn.

Said motion was agreed to.

And then the House adjourned.

FRIDAY, JANUARY 20, 1922.

The House was opened with prayer by the Rev. I. W. Wilcox of the Presbyterian Church, South, of Frankfort.

The roll was called and the following members answered their names, viz:

Samuel W. Adams	Thos. O. Holder	Arch M. Quarles
R. M. Amos	N. T. Hopkins	R. I. Rice
B. C. Beckmann	David J. Howard	J. L. Richardson
J. E. Bickett	Frank J. Humbert	Arthur Saunders
W. M. Boling	J. T. Jennings	David I. Scott
J. F. Bosworth	Lester Jeter	Lee L. Simons
Thos. Bowman	Ira Jones	George W. Smith
Berl Boyd	James H. Johnson	Ira D. Smith
John E. Brown	Wright Kelly	R. F. Stewart
W. R. Button	S. B. Lane	Frank L. Strange
Sam A. Cary	H. R. Lawrence	H. V. Thompson
Chas. Chandler	Oscar Leibson	Geo. F. Thompson
Lee Clark	Martin Light	H. Q. Thompson
E. B. Cross	C. C. May	Jas. H. Thompson
J. C. Day	Harry B. Miller	S. G. Thornberry
O. A. Denton	Claude D. Minor	D. D. Thornberry
G. Givens Dixon	R. C. Moore	John M. Tinsley
A. W. Dorsey	S. H. Moore	Garnett W. Tolin
G. Lucien Drury	Ed. P. Murrah	N. I. Toombs
H. C. Duffy	B. A. Muster	Chas. B. Truesdell
George W. Ellis	C. D. McCaw	John L. Trumbo
Mrs. M. E. Flannery	W. T. McGuire	Fred C. Vanhoose
Emery L. Frazier	R. D. McMurtry	Oscar Vest
Dr. H. M. Fultz	E. E. Nelson	Geo. C. Waggoner
W. L. Gossett	Chas. A. Nelson	W. T. Walker
Ed. A. Gullion	Geo. W. Newman	W. S. Wallen
J. Edgar Hadden	D. A. O'Donovan	W. D. Watkins
Arch L. Hamilton	C. C. Oney	W. G. Wheeler
Oscar P. Harvey	H. Walter Pierce	J. B. Wicker
H. C. Hawkins	S. R. Powell	T. C. Willis

The reading of the Journal of yesterday's proceedings was dispensed with.

Mr. Brown presented a petition of sundry citizens of the state specifically dealing with legislation affecting education.

Said petition was read at length and referred to Committee on Education No. 1.

Mr. Carey presented a petition of sundry citizens of Cumberland County felicitating him upon the introduction of a bill providing that Fiscal Court may contract to indemnify the Government of the United States against damage from overflow of rivers.

The reading of said petition was dispensed with and the same was referred to the Committee on Waterways and Ferries.

Mr. Drury moved that the Speaker appoint a Committee of three to meet Hon. A. O. Stanley and to escort him to the Chamber of the House immediately.

Said motion was agreed to.

Thereupon the Speaker appointed Messrs. Drury, Hopkins and Dixon as such Committee.

Mr. Vest moved that the Journal and the records of the House be changed to read that House Bill No. 11 was referred to the Committee on Kentucky Statutes instead of to the Committee on Municipalities.

Said motion was agreed to.

A message was received from the Senate announcing that they had passed a bill of the following title, viz:

S. B. 12. An Act to amend Section 8 of an Act to the General Assembly of the Commonwealth of Kentucky passed at the 1918 session, which is Chapter 64 of the Acts of 1918, relating to the drainage and prevention of overflows of lands, towns, cities, roads, streets, the establishment, organization and maintenance of drainage, levees and reclamation districts, etc.

Which was read the first time by its title and ordered to be printed and referred.

To the Committee on Public Ditches and Fences.

That they had concurred in resolutions of the following titles, viz:

H. Res. 6. Resolution authorizing the Speaker of the House of Representatives and President of the Senate to appoint a Committee to invite Sergeant Woodfill, World War hero, to address the General Assembly.

H. Res. 8. Resolution inviting Senators A. O. Stanley and R. P. Ernst to address a Joint Assembly of the Senate and House of Representatives.

Mr. Minor moved that when this House adjourn it be to meet on January 23rd, Monday, at 1 o'clock P. M.

Said motion was agreed to.

The yeas and nays being required thereon by Messrs. Lawrence and C. A. Nelson were as follows, viz:

Those who voted in the affirmative were—

Samuel W. Adams	H. C. Hawkins	Harry J. Meyers
B. C. Beckmann	N. T. Hopkins	Harry B. Miller
J. E. Bickett	David J. Howard	Claude D. Minor
W. M. Boling	Frank J. Humbert	R. C. Moore
Chas. Chandler	R. O. Huntsman	S. H. Moore
E. B. Cross	J. T. Jennings	B. A. Muster
J. C. Day	James H. Johnson	W. T. McGuire
O. A. Denton	S. B. Lane	R. D. McMurtry
G. Lucien Drury	Oscar Leibson	Geo. W. Newman
H. C. Duffy	Leon P. Lewis	D. A. O'Donovan
Mrs. M. E. Flannery	Martin Light	C. C. Olney
Dr. H. M. Fultz	C. C. May	S. R. Powell

Arch M. Quarles	H. Q. Thompson	W. T. Walker
Arthur Saunders	D. D. Thornberry	W. G. Wheeler
David I. Scott	N. I. Toombs	J. B. Wicker
Lee L. Simons	Chas. B. Truesdell	T. C. Willis
H. V. Thompson	John L. Trumbo	
Geo. F. Thompson	Geo. C. Waggoner	—52

Those who voted in the negative were—

R. M. Amos	J. Edgar Hadden	R. I. Rice
Thos. Bowman	Arch L. Hamilton	George W. Smith
Berl Boyd	Oscar P. Harvey	Ira D. Smith
John E. Brown	Thos. O. Holder	R. F. Stewart
Sam A. Cary	Lester Jeter	Frank L. Strange
Lee Clark	Ira Jones	S. G. Thornberry
G. Givens Dixon	Wright Kelly	John M. Tinsley
A. W. Dorsey	H. R. Lawrence	Garnett W. Tolin
W. D. Duncan	Ed. P. Murrah	Fred C. Vanhoose
George W. Ellis	C. D. McCaw	Oscar Vest
Emery L. Frazier	E. E. Nelson	W. S. Wallen
W. L. Gossett	Chas. A. Nelson	W. D. Watkins
Bryant Green	Brodie Payne	
Ed. A. Gullion	H. Walter Pierce	—40

Mr. Meyers moved that the motion by which this House agreed to adjourn to meet on Monday, January 23rd, at 1 o'clock P. M., be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

Ordered that Mr. Skaggs be granted a leave of absence for the day.

By unanimous consent, Mr. Duffy introduced a bill of the following title, viz:

H. B. 188. An Act pertaining to minerals; requiring certain reports to the State Geologist; fixing the time and

place for filing same, providing for penalties and fees, the disposition of such fees; requiring certain duties of the State Geologist and providing for payment of expenses incident to the proper fulfillment of the duties of the Kentucky Geological Survey hereunder.

Said bill was read the first time by its title, ordered to be printed and referred,

To the Committee on Mines and Mining.

The hour of 11 o'clock having arrived, the House took up for consideration the Special Order of the Day, to-wit, the report of the Contest Board heretofore selected to determine a right to a seat in the House of Representatives from the Representative District composed of the counties of Breathitt and Lee in the case of Bryce Cundiff, Contestant, vs. J. H. Johnson, Contestee.

Mr. Bosworth moved that the House permit the members speaking for Contestant and those speaking for Contestee in the discussion of the matter under consideration be allowed one hour and fifteen minutes in the aggregate for each.

Mr. Miller moved that said time be limited to thirty minutes.

By unanimous consent Mr. Miller withdrew said last named motion and moved that said time be unlimited.

Said last named motion was agreed to.

Mr. Lawrence moved that this session be extended indefinitely.

Said motion was agreed to.

Mr. Lawrence moved that the vote by which this session was extended indefinitely be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

Mr. Strange moved that when the hour of twelve thirty o'clock arrives this House take a recess for one hour.

Said motion was agreed to.

Mr. Drury moved that the House set apart the hour of eleven thirty A. M. for the hour of hearing the address of Senator Stanley.

Said motion was agreed to.

Mr. Minor moved that the vote by which the House agreed to recess at the hour of twelve thirty o'clock be reconsidered.

Said motion was agreed to.

The hour set apart as heretofore provided for hearing the address of Senator A. O. Stanley in Joint Assembly having arrived.

The Senate appeared and in order entered the Chamber of the House.

Hon. James H. Thompson, Speaker of the House, vacated the chair and Hon. Thruston Ballard, Lieut. Governor and President of the Senate, called the Joint Assembly to order and presided, the Speaker having taken the position at his right.

Mr. Drury of the Committee heretofore appointed for the purpose, appeared on the floor of the House Chamber with

the Hon. A. O. Stanley and presented Senator Stanley to the presiding officer, who in turn introduced the said Senator Stanley to the Joint Assembly.

After an eloquent, forceful and logical discussion of the fundamental principles of civil government and Jeffersonian Democracy which was frequently applauded and enthusiastically received, the Joint Assembly dissolved.

Thereupon the Hon. James H. Thompson, Speaker of the House, resumed the chair and called the House to order.

The House then resumed the consideration of the matter under discussion prior to the Joint Assembly.

Mr. Minor moved that this House do now recess for thirty minutes.

Said motion was agreed to.

After having recessed for thirty minutes, the Speaker resumed the chair and called the House to order.

Mr. Waggoner moved that the matter under consideration be recommitted to the Contest Board, which had heretofore reported same and that said Contest Board be given leave to report on next Wednesday at 11 o'clock A. M.

Said motion was agreed to.

The yeas and nays being required thereon by Messrs. Minor and Ira D. Smith were as follows, viz:

Those who voted in the affirmative were—

R. M. Amos	N. T. Hopkins	C. C. Oney
J. F. Bosworth	Frank J. Humbert	James Park
Thos. Bowman	R. O. Huntsman	Brodie Payne
W. R. Button	J. T. Jennings	H. Walter Pierce
Sam A. Cary	Ira Jones	S. R. Powell
Chas. Chandler	James H. Johnson	Arch M. Quarles
Lee Clark	Wright Kelly	J. L. Richardson
E. B. Cross	H. R. Lawrence	David I. Scott
J. C. Day	Oscar Leibson	Geo. F. Thompson
G. Givens Dixon	Leon P. Lewis	H. Q. Thompson
A. W. Dorsey	Martin Light	John M. Tinsley
G. Lucien Drury	R. C. Moore	Garnett W. Tolin
Mrs. M. E. Flannery	S. H. Moore	Chas. B. Truesdell
Dr. H. M. Fultz	Ed. P. Murrah	John L. Trumbo
W. L. Gossett	B. A. Muster	Fred C. Vanhoose
Bryant Green	R. D. McMurtry	Geo. C. Waggoner
Ed. A. Gullion	E. E. Nelson	J. B. Wicker
Oscar P. Harvey	Chas. A. Nelson	
Thos. O. Holder	Geo. W. Newman	—55

Those who voted in the negative were—

Samuel W. Adams	Rufus Lisle	Frank L. Strange
B. C. Beckmann	C. C. May	H. V. Thompson
J. E. Bickett	Harry J. Meyers	S. G. Thornberry
Berl Boyd	Harry B. Miller	D. D. Thornberry
John F. Brown	Claude D. Minor	N. I. Toombs
H. C. Duffy	W. T. McGuire	Oscar Vest
George W. Ellis	D. A. O'Donovan	W. T. Walker
Emery L. Frazier	R. I. Rice	W. S. Wallen
J. Edgar Hadden	Arthur Saunders	W. D. Watkins
Arch L. Hamilton	Lee L. Simons	W. G. Wheeler
David J. Howard	George W. Smith	T. C. Willis
Lester Jeter	Ira D. Smith	
S. B. Lane	R. F. Stewart	—37

Mr. Duffy moved that said Contest Board be now discharged by the House and relieved from further duties.

Mr. Wheeler moved that the House be now adjourned.

Said motion was agreed to.

The yeas and nays being required thereon by Messrs. Lawrence and Hamilton were as follows, viz:

Those who voted in the affirmative were—

R. M. Amos	Wright Kelly	J. L. Richardson
B. C. Beckmann	Oscar Leibson	David I. Scott
J. E. Bickett	Martin Light	Frank L. Strange
J. F. Bosworth	C. C. May	H. V. Thompson
Thos. Bowman	Harry J. Meyers	Geo. F. Thompson
Sam A. Cary	Harry B. Miller	H. Q. Thompson
Chas. Chandler	R. C. Moore	Jas. H. Thompson
E. B. Cross	S. H. Moore	S. G. Thornberry
J. C. Day	Ed. P. Murrah	John M. Tinsley
W. L. Gossett	B. A. Muster	Chas. B. Truesdell
Oscar P. Harvey	W. T. McGuire	John L. Trumbo
N. T. Hopkins	E. E. Nelson	Oscar Vest
David J. Howard	Geo. W. Newman	Geo. C. Waggoner
Frank J. Humbert	D. A. O'Donovan	W. G. Wheeler
R. O. Huntsman	C. C. Oney	J. B. Wicker
J. T. Jennings	James Park	T. C. Willis
Ira Jones	S. R. Powell	

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Those who voted in the negative were—

Samuel W. Adams	Bryant Green	Arch M. Quarles
Berl Boyd	Ed. A. Gullion	R. I. Rice
John E. Brown	J. Edgar Hadden	Arthur Saunders
W. R. Button	Arch L. Hamilton	George W. Smith
Lee Clark	Thos. O. Holder	Ira D. Smith
O. A. Denton	Lester Jeter	R. F. Stewart
G. Givens Dixon	H. R. Lawrence	D. D. Thornberry
A. W. Dorsey	Leon P. Lewis	Garnett W. Tolin
G. Lucien Drury	Rufus Lisle	N. I. Toombs
H. C. Duffy	Claude D. Minor	Fred C. Vanhoose
W. D. Duncan	R. D. McMurtry	W. T. Walker
George W. Ellis	Chas. A. Nelson	W. S. Wallen
Mrs. M. E. Flannery	Brodie Payne	W. D. Watkins
Emery L. Frazier	H. Walter Pierce	

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And then the House adjourned.

MONDAY, JANUARY 23, 1922

The House was opened with prayer by the Rev. Chesterfield Turner of the First Baptist Church of Frankfort.

The roll was called and the following Members answered to their names, viz:

Samuel W. Adams	N. T. Hopkins	Arch M. Quarles
R. M. Amos	David J. Howard	R. I. Rice
B. C. Beckmann	Frank J. Humbert	J. L. Richardson
J. E. Bickett	R. O. Huntsman	Arthur Saunders
J. F. Bosworth	J. T. Jennings	David I. Scott
Thos. Bowman	Lester Jeter	Lee L. Simons
Berl Boyd	Ira Jones	Reuben E. Skaggs
John E. Brown	Wright Kelly	George W. Smith
W. R. Button	H. R. Lawrence	Ira D. Smith
Sam A. Cary	Oscar Leibson	R. F. Stewart
Chas. Chandler	Leon P. Lewis	Frank L. Strange
Lee Clark	Martin Light	Geo. F. Thompson
E. B. Cross	Rufus Lisle	H. Q. Thompson
J. C. Day	Harry J. Meyers	Jas. H. Thompson
O. A. Denton	Harry B. Miller	S. G. Thornberry
G. Givens Dixon	Claude D. Minor	D. D. Thornberry
A. W. Dorsey	S. H. Moore	John M. Tinsley
H. C. Duffy	Ed. P. Murrah	Garnett W. Tolin
W. D. Duncan	B. A. Muster	N. I. Toombs
George W. Ellis	C. D. McCaw	Chas. B. Truesdell
Mrs. M. E. Flannery	W. T. McGuire	John L. Trumbo
Emery L. Frazier	R. D. McMurtry	Fred C. Vanhoose
Dr. H. M. Fultz	E. E. Nelson	Oscar Vest
W. L. Gossett	Chas. A. Nelson	Geo. C. Waggoner
Bryant Green	Geo. W. Newman	W. T. Walker
Ed. A. Gullion	D. A. O'Donovan	W. S. Wallen
J. Edgar Hadden	C. C. Olney	W. D. Watkins
Arch L. Hamilton	James Park	W. G. Wheeler
Oscar P. Harvey	Brodie Payne	J. B. Wicker
Thos. O. Holder	H. Walter Pierce	T. C. Willis

The reading of the Journal of yesterday's proceedings was dispensed with.

Mr. Duffy moved that a leave of absence be granted Mr. May.

Said motion was agreed to.

Mr. McMurtry moved that a leave of absence be granted Mr. Powell.

Said motion was agreed to.

Mr. Boyd offered the following resolution, viz:

Whereas, it is evident to the Members of the House that the rooms for the meeting of Committees appear inadequate for the proper transaction of public business; therefore be it

Resolved, That a Committee on the Assignment of Committee Rooms be directed to make such investigation as may be necessary to ascertain if additional rooms cannot be secured for the meeting of the various Committees of the House, said Committee to report to the House at its earliest possible convenience.

Said resolution was agreed to.

Mr. Lisle offered the following resolution, viz:

Resolved by the House of Representatives, That we express our gratitude to the United States Public Health Service for the extensive and highly efficient work it carries on in Kentucky for the prevention and cure of Tracoma, a blinding eye disease.

Mr. Lisle offered the following resolution, viz:

Resolution providing for certain newspapers to be furnished and placed upon the desks of the members of the House of Representatives.

Be it resolved by the House of Representatives of the Commonwealth of Kentucky:

That the Chief Clerk of the House of Representatives be and hereby authorized, empowered and directed and to have furnished and placed upon the desk of each member of the House, for their use and benefit, each and every day during this session of the General Assembly, one copy each of the Lexington Herald, a newspaper published in the city of Lexington, Kentucky, and the daily Courier-Journal, a newspaper published in the city of Louisville, Kentucky;

That said newspapers be paid for out of the contingent fund of the House of Representatives for the members of said House, at the rate of seventeen cents per week for each member of the House of Representatives.

That when such newspapers are furnished as authorized and directed by this Resolution, the Chief Clerk of the House of Representatives shall certify to the Auditor of Public Accounts the amount to which each of said newspapers is entitled according to the rate herein set out and provided for and upon each certification the Auditor shall draw his warrants for such amount upon the State Treasurer in favor of said newspapers or their authorized agents which said amount shall be charged to the contingent fund of the House.

Mr. Waggoner moved that said Resolution be referred to the Committee on Appropriations.

Mr. Gossett moved that said Resolution lie on the table.

Said last named motion was agreed to.

The yeas and nays being required thereon by Messrs. Gossett and Clark, were as follows, viz:

Those who voted in the affirmative were—

R. M. Amos	J. Edgar Hadden	Brodie Payne
B. C. Beckmann	Oscar P. Harvey	Arch M. Quarles
J. E. Bickett	Thos. O. Holder	J. L. Richardson
J. F. Bosworth	N. T. Hopkins	Arthur Saunders
Thos. Bowman	David J. Howard	David I. Scott
Berl Boyd	Frank J. Humbert	Reuben E. Skaggs
John E. Brown	R. O. Huntsman	George W. Smith
Sam A. Cary	J. T. Jennings	Frank L. Strange
Chas. Chandler	Ira Jones	Geo. F. Thompson
Lee Clark	Wright Kelly	John M. Tinsley
E. B. Cross	Martin Light	N. I. Toombs
J. C. Day	R. C. Moore	Chas. B. Truesdell
O. A. Denton	S. H. Moore	John L. Trumbo
G. Givens Dixon	Ed. P. Murrah	Fred C. Vanhoose
A. W. Dorsey	B. A. Muster	Geo. C. Waggoner
H. C. Duffy	R. D. McMurtry	W. T. Walker
W. D. Duncan	E. E. Nelson	W. S. Wallen
W. L. Gossett	Chas. A. Nelson	W. D. Watkins
Ed. A. Gullion	Geo. W. Newman	J. B. Wicker

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Those who voted in the negative were—

Samuel W. Adams	Leon P. Lewis	R. I. Rice
W. R. Button	Rufus Lisle	Lee L. Simons
George W. Ellis	Harry J. Meyers	Ira D. Smith
Mrs. M. E. Flannery	Harry B. Miller	H. Q. Thompson
Emery L. Frazier	Claude D. Minor	Jas. H. Thompson
Dr. H. M. Fultz	W. T. McGuire	Garnett W. Tolin
Bryant Green	D. A. O'Donovan	Oscar Vest
Arch L. Hamilton	C. C. Oney	W. G. Wheeler
Lester Jeter	James Park	T. C. Willis
H. R. Lawrence	H. Walter Pierce	

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Mr. Gullion offered the following resolution, viz:

Resolved, by the House of Representatives, That no more invitations be extended to distinguished citizens to address the House until after the expiration of 15 days from this date, and that any future invitations of this character that may

be extended shall name an hour in the evening as the time for such addresses to be heard, rather than in the day time.

Said resolution was read at length and referred to the Committee on Rules.

A message was received from the Governor in writing as follows, viz:

To the Members of the House of Representatives of the Commonwealth of Kentucky:

Gentlemen:

The report of the Budget Commission and the bills in conformity thereto are in the course of being typed and will be ready for submission tomorrow, January 24, 1922.

I, therefore, respectfully request that an extension until tomorrow be given.

Respectfully submitted,

EDWIN P. MORROW,

Governor of the Commonwealth of Kentucky and Chairman of the Budget Commission.

Mr. Bosworth: that said request be granted.

Said motion was agreed to.

Mr. Dorsey of the Committee on Enrollment, reported that they had examined and found correctly enrolled Resolutions of the following titles, viz:

S. Res. 2. Resolution directing the Governor to designate the second Sunday in May a Mother's Day and to display the flag on the State Buildings.

S. Res. 3. Resolution providing for copies of Governor's message for Governor.

S. Res. 4. Resolution requesting the War Department at Washington, D. C., and Congress of the U. S. A. to retain Camp Knox.

S. Res. 11. Resolution extending thanks to the Chamber of Commerce for courtesies extended the General Assembly.

S. Res. 12. Resolution inviting Hon. W. J. Bryan to address the General Assembly Thursday, January 19, or at some date in the near future.

Thereupon all other business was suspended, said resolutions were read at length and examined in open House, and the Speaker of the House in open Session and in the presence of the House affixed his signature thereto.

The Committees to which the same had been referred reported bills of the following titles, viz:

H. B. 16. An Act to amend the Act of the General Assembly of 1910, creating the Bureau of Vital Statistics, being paragraph 6062a, Chapter 63, Carroll's Kentucky Statutes, and to provide for the publication of index lists of births and deaths registered in the Bureau of Vital Statistics.

H. B. 96. An Act to authorize the valuation of bonds and other securities held by life insurance companies, assessment life associations and fraternal benefit associations, by the amortization method.

H. B. 18. An Act defining the civil liability of persons, firms, corporations owning or operating motor vehicles in this Commonwealth for damages caused by the negligence of their agents or servants or of persons entrusted by the owner or operator of such motor vehicle or by his, her or its authority with the use of possession thereof.

H. B. 42. An Act to amend Section 965 of the Kentucky Statutes relating to the time of holding Court in the 28th Judicial District.

Said bills were severally read the first time at length and ordered to be placed on the Calendar.

Upon a call of the Counties and Legislative Districts, the following bills were introduced, ordered printed and referred as follows, viz:

By Emery Frazier.

H. B. 189. An Act to assist disabled ex-service men and women in obtaining from the Federal Government the relief authorized by Acts of Congress, creating for that purpose the Kentucky Disabled Ex-Service Men's Board, and appropriating funds therefor; providing for space in and stenographic assistance from the Adjutant General's office, and declaring an emergency to exist.

To Committee on Military Affairs.

By same.

H. B. 190. An Act to amend and re-enact Section fifty-three of Chapter two of Title four of the Kentucky Code of Civil Practice.

To Committee on Codes of Practice.

By Mr. G. W. Ellis.

H. B. 191. An Act to prohibit the teaching in Public Schools and other public Institutions of learning; Darwinism, atheism, agnosticism, or evolution as it pertains to the origin of man.

To Committee on Kentucky Statutes.

By Mr. Tolin.

H. B. 192. An Act to amend Section 72 of an Act entitled:

"An Act to provide an elective system of Workmen's Compensation for industrial accidents and known as Chapter 33 of the Acts of the General Assembly of the Commonwealth of Kentucky, approved by the Governor on March 23, one thousand nine hundred and sixteen, and the same Act as amended by what is known as Chapter 176 of the Act of the General Assembly of the Commonwealth of Kentucky for the year one thousand nine hundred and eighteen, and approved by the Governor March 29, one thousand nine hundred and eighteen, and the same Act as amended by what is known as Chapter 37, Acts of the General Assembly of the Commonwealth of Kentucky for the year one thousand nine hundred and twenty, and approved by the Governor March 22, one thousand nine hundred and twenty. Said section as amended and to be amended by this Act is known as section 72, chapter 33, of the Acts of the General Assembly of the Commonwealth of Kentucky, and known as section 4955 of Carroll's Statutes, volume 3, 1918 edition.

To Committee on Compensation for Industrial Injuries.

By Mr. Minor.

H. B. 193. An Act providing for a system of registration of every voter in the Commonwealth of Kentucky; providing for the appointment of registrars for the purpose of registering voters of the Commonwealth of Kentucky in every precinct in the State; fixing the time and manner in which the voters of the Commonwealth of Kentucky shall register; providing for the manner and means of such registration and

prescribing and naming the qualifications of voters in the State of Kentucky; fixing the time a voter shall reside in the State, County, City or Town and Precinct in which he or she votes; naming a Board for the purpose of preparing necessary forms, blanks and books for the carrying out of provisions hereof; providing for the administration of an oath to all persons registering; fixing the pay of registrars in each and every precinct; providing for the notification of voters in each and every precinct of the time and place of the sitting of registrar in such precinct; providing for and designating certain days in the year 1922 and annually thereafter when the registrar of each precinct shall sit for the purpose of registering voters and amending and correcting the list of such precinct; providing penalties, and repealing any and all laws in conflict herewith.

To Committee on Suffrage and Elections.

By same.

H. B. 194. An Act conferring additional powers upon the Legislative Body or Governing Authority of Cities of Fourth Class.

To Committee on Cities of the Fourth Class.

By Mr. Minor.

H. B. 195. An Act to amend Section 4 of Chapter 11 of the Acts of the Extraordinary Session of 1917, being Section 4019a-10 of the Kentucky Statutes, Carroll's Edition, 1918, being an Act relating to revenue and taxation, providing an annual tax upon property subject to taxation in this State, fixing the rate thereof, distributing said tax to various departments and State institutions, providing manner and means of assessing and listing corporate property, and shares of stock, designating what classes of taxation, fixing time for

collecting taxes on omitted personal property in certain cases, requiring record of assignment of evidences of indebtedness secured by mortgages in certain cases, requiring fiduciaries to file inventories of trust property, conferring power of taxing authorities to examine books and accounts of fiduciaries, requiring payment of taxes before final discharge, providing an additional tax for recording certain mortgages, making failure to pay taxes a bar to enforcement of indebtedness in certain cases, fixing penalties and repealing existing statutes.

By Mr. Newman.

H. B. 196. An Act to regulate Brokerage business.

To Committee on Kentucky Statutes.

By Mr. Moore.

H. B. 197. An Act repealing Section 4 of Chapter 24 of the Acts of 1920, and re-enacting the same.

To Committee on Kentucky Statutes.

By

H. B. 198. An Act to amend an Act entitled "An Act to amend Section 6 of the Act approved March 23, 1910," entitled "An Act to promote and compel attendance of children in schools, to prevent truancy in cities of the first, second, third and fourth class, and to enable boards of education or boards of trustees of cities of the first and second class to establish and maintain parental or truant schools for the care and discipline of truant children, and for the purpose of reducing truancy.

To Committee on Education No. 1.

By Mr. Miller.

H. B. 199. An Act to provide for the cost of fiduciaries' bonds, and for charging the payment thereof to the estate in the hands of the fiduciary.

By Mr. Hamilton.

H. B. 200. An Act relating to Landlord and Tenant and especially to the lien under a lease and to the recovery of rent by the landlord and amending Sections 2314 and 2317, Carroll's Kentucky Statutes of 1915.

To Committee on Kentucky Statutes.

By Mr. Gullion.

H. B. 201. An Act to amend an Act entitled "An Act defining boundaries for School districts embracing Cities of the Fourth Class and providing systems of Schools in such districts and creating Boards of Education for such districts, providing for the election thereof, defining their powers and duties and repealing all laws in conflict therewith."

To Committee on Education No. 2.

By Mr. Simons.

H. B. 202. An Act to amend and re-enact Section 1777 of the Kentucky Statutes, Carroll's Edition, 1915, relating to Assessors in counties having seventy-five thousand (75,000) population, increasing the maximum annual salary to be allowed to Deputy or Assistant Assessors, from fifteen hundred ($1,500) dollars per annum to two thousand ($2,000) dollars per annum, and repealing conflicting laws.

To Committee on Municipalities.

By same.

H. B. 203. An Act authorizing Cities of the First and Second Classes to create a city planning commission, with power to make a survey and plan of the city and of land contiguous or related thereto; to provide for the regulation of the height, area and use of buildings and for zoning of the city, and with power to approve the recording of plots and subdivisions of land.

To Committee on Municipalities.

By same.

H. B. 204. An Act relating to revenue and taxation, amending Section 4019a of the Kentucky Statutes, Edition of 1918; being Section 9, Chapter 11, of Session Acts of 1917, approved May 2, 1917, and exempting banks, trust companies and combined banks and trust companies from payment of mortgage recording tax on loans where principal is payable on weekly or monthly installment plan.

To Committee on Revenue and Taxation.

By Mr. Nelson.

H. B. 205. An Act relating to public roads and highways.

To Committee on Public Roads and Highways.

By Mr. Liebson.

H. B. 206. An Act to establish a State Juvenile Court and Probation Commission, prescribing its duties and powers, and providing for the appointment and compensation of employees.

To Committee on Juvenile Courts and Children's Homes.

By same.

H. B. 207. An Act for the relief of the adult blind, creating a Blind Benefit Commission, providing for the meetings of the said Commission, naming the beneficiaries under this Act, the amount of said benefits, providing for the administration of this Act by the Blind Benefit Commission and authorizing an appropriation by the State of Kentucky and by the several counties to provide funds for its administration.

To Committee on Appropriation.

By Mr. Richardson.

H. B. 208. An Act to permit one whose person or property is injured by the negligence of another, to recover damages from the company or corporation who insured against loss, the person or property causing the injury.

To Committee on Kentucky Statutes.

By Mr. Vanhoose.

H. B. 209.An Act to amend and re-enact Sections 5, Chapter 17, of the Acts of the General Assembly of 1920.

To Committee on Public Roads and Highways.

By Mr. Adams.

H. B. 210. An Act to amend and re-enact Section 3 of an Act relating to annulling Charters of Towns of the sixth class which was enacted by the General Assembly of the Commonwealth of Kentucky March 21, 1906.

To Committee on Cities of the Fifth and Sixth Classes.

By Mr. O'Donovan.

H. B. 211. An Act making evidence that defendants in actions for damages are insured against liability competent.

To Committee on Kentucky Statutes.

By same.

H. B. 212. An Act to create the Office of Comptroller as desired by the voters of the various cities, districts and counties of this Commonwealth, providing for his powers, duties, responsibilities, and compensation, and penalties for the violation of the provision hereof by the Comptroller or other persons.

To Committee on Municipalities.

By Mr. Meyers.

H. B. 213. An Act providing a vacation for County Judges.

To Committee on County and City Courts.

By same.

H. B. 214. An Act amending Section 1050, Kentucky Statutes, in reference to Judges of Quarterly Courts.

To Committee on County and City Courts.

By Mr. Tinsley.

H. B. 215. An Act to amend and re-enact Section 3845 of Kentucky Statutes, Carroll's 1915 Edition.

To Committee on Kentucky Statutes.

By same.

H. B. 216. An Act to amend and re-enact Sub-section 1 of Section 4636c, Kentucky Statutes, Carroll's 1915 Edition, relating to the appointment and qualification of members of the Board of Trustees of the University of Kentucky.

To Committee on Kentucky Statutes.

By Mr. Muster.

H. B. 217.An Act relating to the registering of dogs and the protection of livestock and poultry from damage by dogs.

To Committee on Agriculture.

By Mr. Park.

H. B. 218. An Act empowering any University or Normal School which is maintained wholly or in part with funds furnished by the Commonwealth of Kentucky to acquire and condemn land and other property and material.

To Committee on Kentucky University.

By Mr. Cross.

H. B. 219. An Act relating to crimes and punishments.

To Committee on Judiciary.

By same.

H. B. 220. An Act relating to Divorce and providing means for raising revenue for the University of Kentucky.

To Committee on Revenue and Taxation.

By Mrs. Flannery.

H. B. 221. An Act requiring the publication of Assessment Lists of property listed for Taxation with the several county tax commissioners of the State.

To Committee on Revenue and Taxation.

By Mr. Greene.

H. B. 222. An Act to amend and re-enact project No. 11 of Section 5 of an Act entitled:

"An Act relating to roads and bridges; creating the Department of State Roads and Highways, providing for officers to administer it and prescribing the powers and duties of such officers; fixing the salary of the State Highway Engineer and prescribing the amount which may be expended by said department; prescribing laws governing said department and the officers therein; accepting the provision of the Federal law providing that the United States shall assist in the construction or rural post roads and making appropriation for co-operative work with the United States Government; providing for the payment of the State's part of the construction of State aid roads under the present law; providing for the acceptance of and making binding gifts and donations; establishing and designing a primary system of State Highways and providing for their construction and maintenance; providing for the obtaining or rights of way and naming cities and towns from which construction shall commence.

To Committee on Public Roads and Highways.

By Mr. Vest.

H. B. 223. An Act relating to roads and bridges, and amending Chapter 17, Acts of the General Assembly of the Commonwealth of Kentucky of 1920, by adding thereto, as

Project No. — extending from Bromley via Sparta to Warsaw.

To Committee on Public Roads and Highways.

The House took up for consideration from the Calendar bills of the following order, viz:

H. B. 51. An Act to amend Section 244 of the criminal code of practice, sixth edition, 1919, edited by Hon. John D. Carroll. Relating to separation of juries made up of both sexes on the trial of felonies and misdemeanors and providing for officers in charge to be of like sex.

H. B. 78. An Act to amend and re-enact Section 75 of the criminal code, Carroll's 1915 Edition.

H. B. 56. An Act to amend and re-enact Sub-section fourteen of Article XVIc of Chapter one hundred and thirteen, Kentucky Statutes, Carroll's Edition, 1915.

H. B. 17. An Act for the benefit of the American Printing House for the blind and making an appropriation for it.

H. B. 53. An Act to provide relief for the needy blind in the counties.

H. B. 55. An Act to amend, enlarge the powers, and re-enact Section 553a of the Kentucky Statutes (Act of March 20, 1900), relating to bridges heretofore or hereafter constructed over navigable streams and rivers wholly within the boundary of the State of Kentucky.

Ordered that said bills be read the second time.

The Constitutional Provision as to the second reading of

said bills at length being dispensed with, they were read the second time by their titles.

Ordered that said bills be placed in the Orders of the Day.

The House took up for consideration from the Orders of the Day a bill of the following title, viz:

H. B. 28. An Act authorizing the Fiscal Courts of Counties of this Commonwealth to indemnify the United States against any and all claims for damages that might result from overflow of rivers, improved by the United States by installing locks and dams.

Said bill is as follows, viz:

Whereas, the 65th Congress of the United States of America appropriated certain money for the improvement of Cumberland river above Nashville, Tennessee, upon the condition that the states or counties or local interests affected, indemnify the United States of America against any and all claims for damages by reason of overflow from said river as a result of improving said river by the installation of locks and dams; and,

Whereas, it is now the policy of the United States to improve none of the rivers of said country unless it is indemnified against such damages by the states or counties or localities interested; now, therefore,

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That the fiscal court of any county of this Commonwealth through which the Cumberland river passes, or which borders upon said river, or the fiscal court of any county of this Commonwealth through which any river passes, or

which borders upon any river, be and it is hereby authorized and empowered to indemnify the United States of America against any and all claims for loss and damages, and any and all loss and damage, that may result by overflow of said river from its being improved as contemplated by said act of Congress; said fiscal court to act in said particular by order entered upon its record books at any regular term or at any special term called for said purpose. The said fiscal court may appropriate out of the general expenditure fund of the county not otherwise appropriated the necessary money to comply with the requirements of this act.

Owing to the fact that the improvement of the said river has long been delayed because the fiscal courts have not had authority heretofore to idemnify the United States as herein provided, an emergency is hereby declared to exist and this act shall take effect and be in force from and after its approval by the Governor.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz:

Those who voted in the affirmative were—

Samuel W. Adams	Sam A. Cary	W. D. Duncan
R. M. Amos	Chas. Chandler	George W. Ellis
B. C. Beckmann	Lee Clark	Mrs. M. E. Flannery
J. E. Bickett	E. B. Cross	Emery L. Frazier
J. F. Bosworth	J. C. Day	Dr. H. M. Fultz
Thos. Bowman	O. A. Denton	Bryant Green
Berl Boyd	G. Givens Dixon	Ed. A. Gullion
John E. Brown	A. W. Dorsey	J. Edgar Hadden
W. R. Button	H. C. Duffy	Arch L. Hamilton

Oscar P. Harvey	Ed. P. Murrah	Frank L. Strange
Thos. O. Holder	B. A. Muster	Geo. F. Thompson
N. T. Hopkins	C. D. McCaw	H. Q. Thompson
David J. Howard	W. T. McGuire	Jas. H. Thompson
Frank J. Humbert	E. E. Nelson	D. D. Thornberry
R. O. Huntsman	Chas. A. Nelson	John M. Tinsley
J. T. Jennings	Geo. W. Newman	Garnett W. Tolin
Lester Jeter	D. A. O'Donovan	N. I. Toombs
Ira Jones	C. C. Oney	John L. Trumbo
Wright Kelly	James Park	Fred C. Vanhoose
H. R. Lawrence	Brodie Payne	Oscar Vest
Oscar Leibson	H. Walter Pierce	Geo. C. Waggoner
Leon P. Lewis	Arch M. Quarles	W. T. Walker
Martin Light	R. I. Rice	W. S. Wallen
Rufus Lisle	J. L. Richardson	W. D. Watkins
Harry J. Meyers	Arthur Saunders	W. G. Wheeler
Harry B. Miller	Lee L. Simons	J. B. Wicker
Claude D. Minor	Reuben E. Skaggs	T. C. Willis
R. C. Moore	George W. Smith	
S. H. Moore	Ira D. Smith	—85

Resolved that the title thereof be as aforesaid.

Mr. Bosworth moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

Mr. Meyers moved that the House do now adjourn.

Said motion was agreed to.

And then the House adjourned.

TUESDAY, JANUARY 24, 1922

The House was opened with prayer by the Rev. Chesterfield Turner of the First Baptist Church of Frankfort.

The roll was called and the following Members answered to their names, viz:

Samuel W. Adams	David J. Howard	R. I. Rice
R. M. Amos	Frank J. Humbert	J. L. Richardson
B. C. Beckmann	J. T. Jennings	Arthur Saunders
J. E. Bickett	Lester Jeter	David I. Scott
W. M. Boling	Ira Jones	Lee L. Simons
J. F. Bosworth	James H. Johnson	Reuben E. Skaggs
Thos. Bowman	Wright Kelly	George W. Smith
Berl Boyd	H. R. Lawrence	Ira D. Smith
John E. Brown	Oscar Leibson	R. F. Stewart
Sam A. Cary	Leon P. Lewis	Frank L. Strange
Chas. Chandler	Martin Light	H. V. Thompson
Lee Clark	Rufus Lisle	Geo. F. Thompson
E. B. Cross	Harry J. Meyers	H. Q. Thompson
J. C. Day	Harry B. Miller	Jas. H. Thompson
O. A. Denton	Claude D. Minor	S. G. Thornberry
G. Givens Dixon	R. C. Moore	D. D. Thornberry
A. W. Dorsey	S. H. Moore	John M. Tinsley
H. C. Duffy	Ed. P. Murrah	Garnett W. Tolin
W. D. Duncan	B. A. Muster	N. I. Toombs
George W. Ellis	C. D. McCaw	Chas. B. Truesdell
Mrs. M. E. Flannery	W. T. McGuire	John L. Trumbo
Emery L. Frazier	R. D. McMurtry	Fred C. Vanhoose
Dr. H. M. Fultz	E. E. Nelson	Oscar Vest
W. L. Gossett	Chas. A. Nelson	Geo. C. Waggoner
Bryant Green	Geo. W. Newman	W. T. Walker
Ed. A. Gullion	D. A. O'Donovan	W. S. Wallen
J. Edgar Hadden	C. C. Oney	W. D. Watkins
Arch L. Hamilton	James Park	W. G. Wheeler
Oscar P. Harvey	Brodie Payne	J. B. Wicker
H. C. Hawkins	H. Walter Pierce	T. C. Willis
Thos. O. Holder	S. R. Powell	
N. T. Hopkins	Arch M. Quarles	

The reading of the Journal of yesterday's proceedings was dispensed with.

Mr. Clark of the Committee on Assignment of Committee Rooms pursuant to a resolution adopted in this House on yesterday offered the following report, viz:

Committee on Assignment of Committee Rooms makes the following report:

That there is no available space in the Capitol for meeting of Committees, other than already assigned them.

Which was read at length and ordered to be filed.

A message was received in writing from the Governor as Chairman of the Budget Appropriation Commission with the report of the Budget Appropriation Commission covering the second Biennial Budget as required under the provisions of the Budget Appropriation Act of 1918 as follows:

To the House of Representatives of the Commonwealth of Kentucky.

Members of the House of Representatives:

We transmit herewith the report of the Budget Appropriation Commission, and also an appropriation bill covering the appropriations for the various departments, boards, commissions and agencies sustained in whole or in part by funds drawn from the State Treasury, exclusive of the legislative and judicial departments and common school system for the fiscal year ending June 30, 1923, and a similar bill covering the appropriations for the same departments for the fiscal year ending June 30, 1924.

An examination of the budget report submitted herewith discloses that we have estimated the probable revenue for the fiscal year ending June 30, 1923, derived from all sources, exclusive of all Federal funds, at $13,250,000.00, the same report shows that we have estimated the expenditure necessary for the same period, to cover all the appropriations contained in the appropriation bill for the fiscal year ending June 30, 1923, inclusive of the expense of the judicial, the legislative and the common school departments, at $12,250,-

000.00, leaving a surplus of income over estimated expenditures of $1,000,000.00.

The same report shows that we have estimated the income from all sources, exclusive of all Federal funds, for the fiscal year ending June 30, 1924, at $13,250,000.00. For the same period we have estimated that the expenditures to cover all appropriations included in the appropriation bill for the fiscal year ending June 30, 1924, together with the expenditure necessary to meet the needs of the judicial, legislative and common school departments at $12,250,000.00, leaving a surplus of income over expenditures for the fiscal year ending June 30, 1924, of $1,000,000.00.

The budget report herewith submitted shows in tabulated form the receipts and expenditures of each of the departments, commissions, boards and agencies sustained in whole or in part out of said funds, exclusive of the judicial, legislative and common school departments for the two preceding fiscal years ending respectively June 30, 1920, and June 30, 1921. It also shows in tabulated form the requests submitted by each of the State departments, boards, commissions and agencies for appropriations to carry on their activities and meet the needs for repairs and permanent improvement for the two fiscal years ending June 30, 1923, and June 30, 1924, respectively.

This report also shows in tabulated form the recommendations made by this commission for appropriations for each of the departments for each of the fiscal years ending June 30, 1923, and June 30, 1924, respectively. An examination of these tabulations will disclose the fact that the commission in many instances felt constrained to make recommendations of appropriations considerably less than the sum asked for by the various departments. In the main, the fact that our recommendations were less than the amounts asked for is not to be taken as an indication of our disapproval of the requests of the departments, but in view of the financial condition of the State, and the probable income for the two ensuing fiscal

years, we felt that the interest of the State demanded that all except those appropriations that were absolutely necessary for the conduct of the various departments and the maintenance of the proper standard of efficiency should be eliminated in order to leave a substantial surplus to be applied to the payment of the State debt. We found upon investigation of the State's financial condition that in many instances in the past money had been spent in excess of the State's revenues and in violation of the Constitution, in that appropriations and expenditures were made by the General Assembly with no corresponding provision for raising the revenue to meet them.

We have carefully estimated the revenue of the State and the expenses of the State—the sum coming into and the sum going out of the State Treasury—to the end that there shall be left the sum of $1,000,000.00 for each budget period, to be applied to the payment of the State debt in order that the floating, interest bearing and vexatious debt shall be finally paid and retired. If the General Assembly follows the recommendations made in the budget report and in the budget bills, there will be left a sufficient sum with which to meet and retire the State debt. Therefore, we recommend to the General Assembly that you make no appropriations other than those provided for and carried in the bills which we are herewith submitting, without making provision to raise the revenue to meet such appropriations. If this recommendation is not followed by the General Assembly there is no possibility of paying the existing State debt, but on the contrary, the debt will continue to grow.

We recognize the fact that there is a real need for a large expenditure of money in order to bring our charitable and penal institutions, our institutions of learning, our roads and highways to the standard to which a progressive people are entitled. To do this, however, would require a sum of money far in excess of the revenues now available, and if we are to embark in any extensive program of development and in mak-

ing permanent improvements in view of the financial condition of the State, the matter should be submitted to the people for their approval.

We believe the appropriations we have recommended in the two bills submitted will take care of the immediate and pressing needs of all the State's agencies, and they are as large and as generous as the present financial condition of the State justifies. At any time the members of the Budget Appropriation Commission hold themselves in readiness to furnish ot the General Assembly, and to its committees, any information desired, touching the various appropriations recommended in the two bills herewith submitted.

The business of Kentucky should be conducted in the same way that any other business is conducted. The budget law was intended to hold expenditure well within revenue. This law has demonstrated its usefulness, and in practice has proved its worth. We cannot spend and have at the same time; we cannot overappropriate and expect to meet our past due obligations. We, therefore, most earnestly urge the General Assembly to use the utmost care in the appropriation of the public funds, to the end that the Commonwealth shall within the very near future be able to meet every obligation, stop the interest drain upon its Treasury, and face the future with no outstanding indebtedness.

Most respectfully submitted,

BUDGET APPROPRIATION COMMISSION,

EDWIN P. MORROW,
Governor of Kentucky.

JNO. J. CRAIG,
Auditor of State.

RAINEY T. WELLS,
Chairman of Tax Commission.

January 24, 1922.

The Budget Appropriation Commission herewith submits to the General Assembly its second biennial budget as required under the provisions of the Budget Appropriation Act of the General Assembly of 1918.

The financial condition of the State Treasury as of June 30, 1921, was as follows:

Receipts in the State Treasury for the fiscal year ending June 30, 1921	$16,222,062.22
Disbursements for the same period	15,507,990.94
Excess of receipts over expenditures	$714,071.28
Cash balance in Treasury	2,291,062.06
Outstanding five per cent interest bearing warrants June 30, 1921	5,312,438.77
The probable amount of revenue exclusive of Federal funds which will be received for the fiscal year ending June 30, 1923	$13,250,000.00
The approximate needs for revenue for the various appropriations covered by the appropriation bill, including the expense of the judiciary, criminal prosecutions and other miscellaneous items which were not included in any specific appropriation for the fiscal year ending June 30, 1923	$12,250,000.00
The probable amount of revenue exclusive of Federal funds which will be received for the fiscal year ending June 30, 1924	$13,250,000.00
The approximate needs for revenue for the various appropriations covered by the appropriation bill, including the expense of the judiciary, legislative session and other miscellaneous items which are not specifically covered by any section, for the fiscal year ending June 30, 1924	$12,250,000.00

The following tabulations of the various departments, commissions, institutions, agencies or boards show the receipts and expenditures for the last two fiscal years as reported to the Budget Appropriation Commission; the amount

of requests for the fiscal year ending June 30, 1923, and the fiscal year ending June 30, 1924, together with the amounts recommended by the Budget Appropriation Commission to be appropriated to the various departments, commissions, institutions, agencies or boards for the fiscal year ending June 30, 1923, and the fiscal year ending June 30, 1924.

ADJUTANT GENERAL'S DEPARTMENT (1)

For the Fiscal Year Ending June 30, 1920.

Received from the Commonwealth by appropriation		$20,000.00
Received from the Commonwealth not by specific appropriation		4,973.46
Total		$24,973.46
To expenditures as follows:		
Salaries	$13,290.72	
Traveling expenses, supplies, etc	2,784.88	
Total		$16,075.60
Balance on hand		$8,897.86

For the Fiscal Year Ending June 30, 1921.

Received from the Commonwealth by budget appropriation		$27,000.00
Received from the Commonwealth not by specific appropriation		8.00
Total		$27,088.00
To expenditures as follows:		
Salaries	$11,361.04	
Traveling expenses, supplies, etc	5,285.75	
Total		$16,646.79
Balance on hand		$10,361.21

The request for this department for the fiscal year ending June 30, 1923, is as follows:

Salaries, maintenance, operation and supplies..... $32,000.00

The request for this department for the fiscal year ending June 30, 1924, is as follows:

Salaries, maintenance, operation and supplies..... $36,000.00

ADJUTANT GENERAL'S EMERGENCY FUND (2)

For the Fiscal Year Ending June 30, 1920.

Received from General Fund, active militia		$5,342.53
To expenditures as follows:		
Pay of troops	$5,342.53	
Balance on hand		.00

For the Fiscal Year Ending June 30, 1921.

Received from Commonwealth by budget appropriation		$20,000.00
Received from Commonwealth not by specific appropriation		138.02
Total		$20,138.02
To expenditures as follows:		
Pay of troops and expenses	$17,204.80	
Balance on hand		$2,933.22

The request for this department for the fiscal year ending June 30, 1923, is as follows:

Emergency Fund—Pay of troops and expenses... $20,000.00

The request for this department for the fiscal year ending June 30, 1924, is as follows:

Emergency Fund—Pay of troops and expenses... $20,000.00

We recommend that you appropriate the following sums for the following purposes:

For the Fiscal Year Ending June 30, 1923.

(a) For the payment of salaries and clerical hire	$12,000.00
(b) For the payment of traveling expenses, maintenance, operation, supplies, etc.	15,000.00
Total	$27,000.00
For an emergency fund for the use of said department	$20,000.00

For the Fiscal Year Ending June 30, 1924.

(a) For the payment of salaries and clerical hire	$12,000.00
(b) For the payment of traveling expenses, maintenance, operation, supplies, etc.	15,000.00
Total	$27,000.00
For an emergency fund for the use of said department	$20,000.00

ATTORNEY GENERAL'S DEPARTMENT

For the Fiscal Year Ending June 30, 1920.

Received from the Commonwealth by appropriation		$19,417.11
To expenditures as follows:		
Salaries	$17,328.84	
Traveling expenses, printing, supplies, etc.	2,088.27	
Total		$19,417.11
Balance on hand		$0.00

For the Fiscal Year Ending June 30, 1921.

Received from the Commonwealth by budget appropriation		$20,050.00
To expenditures as follows:		
Salaries	$17,858.33	
Traveling expenses, printing, supplies, etc.	640.50	
Total		$18,498.92
Balance on hand		$1,551.08

The request for this department for the fiscal year ending June 30, 1923, is as follows:

Salary of Attorney General, his assistants and law clerk	$14,900.00
Stenographic help	3,900.00
Traveling expenses, stamps, printing, supplies	1,250.00
Total	$20,050.00

The request for this department for the fiscal year ending June 30, 1924, is as follows:

Salary of Attorney General, his assistants and law clerk	$14,900.00
Stenographic help	3,900.00
Traveling expenses, stamps, printing, supplies	1,250.00
Total	$20,050.00

We recommend that you appropriate the following sums for the following purposes:

For the Fiscal Year Ending June 30, 1923.

Salary of Attorney General, his assistants and law clerk	$14,900.00
Stenographic help	3,900.00
Traveling expenses, stamps, printing, supplies	1,250.00
Total	$20,050.00

For the Fiscal Year Ending June 30, 1924.

Salary of Attorney General, his assistants and law clerk	$14,900.00
Stenographic help	3,900.00
Traveling expenses, stamps, printing, supplies	1,250.00
Total	$20,050.00

AUDITOR OF PUBLIC ACCOUNT.

For the Fiscal Year Ending June 30, 1920.

Received from the Commonwealth by appropriation		$38,486.49
To expenditures as follows:		
Salaries	$32,901.20	
Printing, stamps and supplies	5,585.29	
Total		$38,486.49
Balance on hand		$0.00

For the Fiscal Year Ending June 30, 1921.

Received from the Commonwealth by budget Appropriation:		
For salaries		$35,000.00
For printing, stamps and supplies		4,000.00
Total		$39,000.00
To expenditures as follows:		
Salaries	$35,000.00	
Printing, stamps and supplies	3,987.57	
Total		$38,987.57
Balance on hand		$12.43

The request for this department for the fiscal year ending June 30, 1923, is as follows:

For salaries, including heads of departments, traveling expenses, maintenance and operation	$39,000.00
For new files and rebinding records of the Land Office	3,000.00

The request for this department for the fiscal year ending June 30, 1924, is as follows:

For salaries, including heads of departments, traveling expenses, maintenance and operation	$39,000.00

We recommend that you appropriate the following sums for the following purposes:

For the Fiscal Year Ending June 30, 1923.

For salaries, including heads of departments, traveling expenses, maintenance and operation	$39,000.00
For new files and rebinding records of the Land Office	3,000.00

For the Fiscal Year Ending June 30, 1924.

For salaries, including heads of departments, traveling expenses, maintenance and operation	$39,000.00

DEPARTMENT OF MOTOR VEHICES (State Tax Commission)

For the Fiscal Year Ending June 30, 1920.

Received from the Commonwealth by appropriation		$115,259.51
To expenditures as follows:		
Salaries and expenses	$24,124.51	
Printing, stamps and supplies	28,169.47	
Refund on automobile licenses	21,865.41	
Total		$74,159.39
Balance on hand		$41,099.61

For the Fiscal Year Ending June 30, 1921.

Received from the Commonwealth by budget appropriation		$137,680.00
To expenditures as follows:		
Salaries and expenses	$21,733.66	
Printing, stamps and supplies	54,729.96	
Total		$84,296.35
Balance on hand		$53,383.65

The request for this department for the fiscal year ending June 30, 1923, is as follows:

Salaries, maintenance and operation and all supplies including license plates. Seventy-five cents for each motor vehicle registered.

The request for this department for the fiscal year ending June 30, 1924, is as follows:

Salaries, maintenance and operation and all supplies including license plates. Seventy-five cents for each motor vehicle registered.

We recommend that you appropriate the following sums for the following purposes:

For the Fiscal Year Ending June 30, 1923.

Not to exceed 75 cents for each motor vehicle registered.

For the Fiscal Year Ending June 30, 1924.

Not to exceed 75 cents for each motor vehicle registered.

BANKING DEPARTMENT

For the Fiscal Year Ending June 30, 1920.

Received fees from sundry banks		$31,150.11
To expenditures as follows:		
Salaries	$19,908.14	
Traveling expenses, printing stamps and supplies, &c	10,962.06	
Total		$29,970.20
Balance on hand		$1,179.91

For the Fiscal Year Ending June 30, 1921.

Received fees from sundry banks and building and loan associations		$29,079.00
To expenditures as follows:		
Salaries	$16,887.15	
Traveling expenses, printing stamps and supplies, &c	8,843.30	
Total		$25,730.45
Balance on hand		$3,348.55

The request for this department for the fiscal year ending June 30, 1923, is as follows:

Salaries, traveling expenses, printing, stamps, supplies, &c. $40,000.00

The request for this department for the fiscal year ending June 30, 1924, is as follows:

Salaries, traveling expenses, printing, stamps, supplies, &c. $40,000.00

We recommend that you appropriate the following sums for the following purposes, out of fees to be collected from the banks and building and loan associations:

For the Fiscal Year Ending June 30, 1923.

Salaries, traveling expenses, printing, stamps, supplies, &c. $35,000.00

For the Fiscal Year Ending June 30, 1924.

Salaries, traveling expenses, printing, stamps, supplies, &c. $35,000.00

BLUE SKY DEPARTMENT (Banking Department)
(New Department)

For the Fiscal Year Ending June 30, 1921.

Received fees from investment companies, etc		$23,984.48
To expenditures as follows:		
Salaries	$5,931.68	
Traveling expenses, supplies, etc	1,546.98	
Total		7,478.76
Balance on hand		$16,405.72

June 30, 1923, is as follows:

The request for this department for the fiscal year ending

Salaries, traveling expenses, supplies, etc $12,000.00

The request for this department for the fiscal year ending June 30, 1924, is as follows:

Salaries, traveling expenses, supplies, etc $15,000.00

We recommend that you appropriate the following sums for the following purposes, out of fees to be collected by the Blue Sky Department:

For the Fiscal Year Ending June 30, 1923.

For salaries, traveling expenses, printing, stamps and supplies $9,000.00

For the Fiscal Year Ending June 30, 1924.

For salaries, traveling expenses, printing, stamps and supplies $9,000.00

STATE BOARD OF CHARITIES AND CORRECTIONS

For the Fiscal Year Ending June 30, 1920.

Received from the Commonwealth by appropriation, credits, per capitas and a sum of $206,581.68, as allowed by budget appropriation as of July 1, 1921, to meet deficit.		
Total		$2,119,449.51
To expenditures as follows:		
Salaries	$440,369.60	

Maintenance, operation, supplies and improvements	1,596,055.82	
Total		$2,036,425.42
Balance on hand		$83,024.09

For the Fiscal Year Ending June 30, 1921.

Received from the Commonwealth by budget appropriation		$1,996,688.00
Received by refunds		116,551.06
Received by special appropriation for pauper idiot farm		59,000.00
Total		$2,172,239.06
To expenditures as follows:		
Salaries	$564,511.84	
Maintenance, operation, supplies and improvements	1,539,342.85	
Purchase of pauper idiot farm	59,000.00	
Total		$2,162,854.69
Balance on hand		$9,384.37

The request for this department for the fiscal year ending June 30, 1923, is as follows:

Maintenance, operation, improvements, etc	$1,650,000.00
Receipts from all institutions of every kind and character, estimated	400,000.00

New Buildings

The request for this department for the fiscal years ending June 30, 1923, and June 30, 1924, is as follows:

(1)	Training schools for girls	$300,000.00
(2)	Feeble-Minded Institute, new buildings	500,000.00
(3)	Dining rooms, Central State Hospital	150,000.00
(4)	Dinning rooms, Eastern State Hospital	100,000.00
(5)	Sprinkling systems	75,000.00
	Total	$1,125,000.00

The request for this department for the fiscal year ending June 30, 1924, is as follows:

Maintenance, operation, improvements, etc	$1,650,000.00
Receipts from all institutions of every kind and character, estimated	400,000.00
Insurance	120,000.00
Total	$2,170,000.00

We recommend that you appropriate the following sums for the following purposes:

For the Fiscal Year Ending June 30, 1924.

For the purpose of paying salaries, clerical hire, traveling expenses, printing, stamps and necessary supplies for said Board of Charities and Corrections and the cost of operation, maintenance, improvements, repairs and all operating expenses for the fiscal year ending June 30, 1923, for the State Reformatory at Frankfort, State Penitentiary at Eddyville, Western State Hospital for the insane at Hopkinsville, Central State Hospital for the insane at Lexington, Feeble-Minded Institute at Frankfort and the House of Reform at Greendale, the sum of	$1,250,000.00
Receipts from all institutions of every kind and character, estimated	400,000.00
Total	$1,650,000.00

We recommend that you appropriate the following sums for the following purposes:

For the Fiscal Year Ending June 30, 1923.

For the purpose of paying salaries, clerical hire, traveling expenses, printing, stamps and necessary supplies for said Board of Charities and Corrections and the cost of operation, maintenance, improvements, repairs and all operating expenses for the fiscal year ending June 30, 1924, for the State Reformatory at Frankfort, State Penitentiary at Eddyville, Western State Hospital for the Insane at

Hopkinsville, Central State Hospital for the Insane at Lakeland, Eastern State Hospital for the Insane at Lexington, Feeble-Minded Institute at Frankfort and the House of Reform at Greendale, the sum of	$1,250,000.00
Receipts from all institutions of every kind and character, estimated	400,000.00
Total	$1,650,000.00

Special Appropriation for the Fiscal Years Ending June 30, 1923, and June 30, 1924.

The Budget Commission decided to allow nothing for new buildings in lieu of the bond issue proposed by Governor Edwin P. Morrow.

BOARD OF ELECTION COMMISSIONERS

For the Fiscal Year Ending June 30, 1920.

Received from the Commonwealth not by specific appropriation		$380.00
To expenditures as follows:		
Salaries	$370.00	
Postage	10.00	
Total		$380.00
Balance on hand		$0.00

For the Fiscal Year Ending June 30, 1921.

Received from the Commonwealth by budget appropriation		$350.00
To expenditures as follows:		
Salaries	$310.00	
Postage	40.00	
Total		$350.00
Balance on hand		$0.00

The request for this department for the fiscal year ending June 30, 1923, is as follows:

Salaries, maintenance and operation	$600.00

The request for this department for the fiscal year ending June 30, 1924, is as follows:

Salaries, maintenance and operation	$600.00

We recommend that you appropriate the following sums for the following purposes:

For the Fiscal Year Ending June 30, 1923.

Salaries, maintenance and operation	$400.00

For the Fiscal Year Ending June 30, 1924.

Salaries, maintenance and operation	$400.00

BOARD OF HEALTH

For the Fiscal Year Ending June 30, 1920.

Received from the Commonwealth by appropriation		$40,334.69
To expenditures as follows:		
Salaries	$18,560.74	
Traveling expenses, maintenance and operation	21,773.95	
Total		$40,334.69
Balance on hand		$0.00

For the Fiscal Year Ending June 30, 1921.

Received from the Commonwealth by budget appropriation		$76,300.00
To expenditures as follows:		
Salaries, maintenance and operation	$75,529.17	
Balance on hand		$770.83

BOARD OF HEALTH

For Prevention of Venereal Diseases.

For the Fiscal Year Ending June 30, 1920.

Received from the Commonwealth by appropriation		$17,820.70
To expenditures as follows:		
Salaries, maintenance and operation	$17,820.70	
Balance on hand		$0.00

For the Fiscal Year Ending June 30, 1921.

Received from the Commonwealth by budget appropriation		$27,000.00
Ealaries, maintenance and operation	$27,000.00	
Balance on hand		$0.00

BOARD OF HEALTH

Trachoma Fund.

For the Fiscal Year Ending June 30, 1920.

No appropriation.

For the Fiscal Year Ending June 30, 1921.

Received from the Commonwealth by budget appropriation		$13,700.00
To expenditures as follows:		
Salaries, maintenance and operation	$11,060.38	
Balance on hand		$2,639.60

BOARD OF HEALTH

Experiment Station.

For the Fiscal Year Ending June 30, 1920.

Received from the Commonwealth by appropriation	$18,000.00

To expenditures as follows:		
Salaries, maintenance and operation	$18,000.00	
Balance on hand		$0.00

For the Fiscal Year Ending June 30, 1921.

Received from the Commonwealth by budget appropriation		$18,000.00
To expenditures as follows:		
Salaries, maintenance and operation	$18,000.00	
Balance on hand		$0.00

The request for this department for the fiscal years ending June 30, 1923, and June 30, 1924, is as follows:

For the purpose of paying salaries, clerical help, traveling expenses, printing, stamps, supplies and all other operating expenses	$108,001.16
For prevention of venereal diseases	27,000.00
For prevention and treatment of trachoma	13,700.00
For prevention and treatment of tuberculosis	20,000.00
For the protection of the health of mothers and children in accordance with Chapter 120, Section 3, Acts 1920, in co-operation with the Federal Government	21,298.84
For the purpose of contributing to the compensation of visiting county nurses under the provision of Section 4, of Chapter 51, of the Acts of 1918	10,000.00
For the payment of one-third of the balance on the purchase price of the State Board of Health Building at Sixth and Main Streets, Louisville	7,500.00

We recommend that you appropriate the following sums for the following purposes:

For the Fiscal Year Ending June 30, 1923.

For the purpose of paying salaries, clerical help, traveling expenses, printing, stamps, supplies and all other operating expenses	$70,000.00
For prevention of venereal diseases	20,000.00
For prevention and treatment of trachoma	11,000.00

For prevention and treatment of tuberculosis..... 10,000.00
For the purpose of contributing to the compensation of visiting county nurses under the provision of Section 4, of Chapter 51, of the Acts 1918, not allowed. Carry same as last budget.
For the protection of the health of mothers and children in accordance with Chapter 120, Section 3, Acts 1920, in co-operation with the Federal Government 21,298.84
For the payment of one-third of the balance on the purchase price of the State Board of Health Building at Sixth and Main Streets, Louisville 7,500.00

We recommend that you appropriate the following sums for the following purposes:

For the Fiscal Year Ending June 30, 1924.

For the purpose of paying salaries, clerical help, traveling expenses, printing, stamps, supplies and all other operating expenses $70,000.00
For prevention of venereal diseases 20,000.00
For prevention and treatment of trachoma 11,000.00
For prevention and treatment of tuberculosis..... 10,000.00
For the protection of the health of mothers and children in accordance with Chapter 120, Section 3, Acts 1920, in co-operation with the Federal Government 21,298.84
For the purpose of contributing to the compensation of visiting county nurses under the provisions of Section 4, Chapter 51, of the Acts 1918.
Not allowed—Carry same as last budget.
For the payment of one-third of the balance on the purchase price of the State Board of Health Building at Sixth and Main Streets, Louisville.
Not allowed.

BUDGET APPROPRIATION COMMISSION

This commission was created by an Act of the General Assembly of 1918, and there was no appropriation allowed.

The expense of printing blanks has been charged to the account of Public Offices, and the work has been carried on by the employes of other State Departments. It will not be necessary for any appropriation to be made for this department for the fiscal year ending June 30, 1923.

We recommend that you appropriate for the fiscal year ending June 30, 1924, the following:

For the payment of clerical hire, printing, stamps and supplies, the sum of $500.00

COMMISSIONER OF AGRICULTURE

For the Fiscal Year Ending June 30, 1920.

Received from the Commonwealth by appropriation		$40,000.00
Received from refunds		409.60
Total		$40,409.60
To expenditures as follows:		
Salaries	$21,469.13	
Traveling expenses, stamps, supplies, etc.	12,238.41	
Total		$33,707.54
Balance on hand		$7,702.06

For the Fiscal Year Ending June 30, 1921.

Received from the Commonwealth by budget appropriation		$55,000.00
Received from refunds		383.00
Total		$55,383.00
To expenditures as follows:		
Salaries	$22,101.86	
Traveling expenses, stamps, supplies, etc.	21,053.74	
Total		$43,155.60
Balance on hand		$12,227.40

The request for this department for the fiscal year ending June 30, 1923, is as follows:

Salaries, maintenance, operation, etc. $55,000.00

The request for this department for the fiscal year ending June 30, 1924, is as follows:

Salaries, maintenance, operation, etc. $55,000.00

We recommend that you appropriate the following sums for the following purposes:

For the Fiscal Year Ending June 30, 1923.

Salaries, maintenance, operation, etc. $47,500.00

For the Fiscal Year Ending June 30, 1924.

Salaries, maintenance, operation, etc. $47,500.00

STATE BOARD OF AGRICULTURE FOR THE KENTUCKY STATE FAIR

For the Fiscal Year Ending June 30, 1920.

Received from the Commonwealth by appropriation for premiums	$15,000.00
Received from the Commonwealth by appropriation for maintenance	10,000.00
Received by admissions, concessions, &c	122,787.33
Total	$147,787.33

To expenditures as follows:

Office salaries	$6,611.04	
Salaries and wages at State Fair Grounds	6,941.35	
Salaries of members of Board	39.77	
Temporary salaries	2,681.25	
Traveling expenses	935.33	
Miscellaneous of all kinds	132,722.69	
Total		$149,930.43
Deficit		$2,143.10

For the Fiscal Year Ending June 30, 1921.

Received from the Commonwealth by appropriation for premiums		$15,000.00
Received from the Commonwealth by appropriation for maintenance		10,000.00
Received by admissions, concessions, &c		170,104.86
Total		$195,104.86
To expenditures as follows:		
Office salaries	$6,680.04	
Salaries and wages at State Fair Grounds	7,435.12	
Salaries of members of Board	62.40	
Temporary salaries	3,286.78	
Traveling expenses	342.93	
Miscellaneous of all kinds	147,119.20	
Total		$164,926.47
Balance on hand		$30,178.39

The request for this department for the fiscal year ending June 30, 1923, is as follows:

Premiums	$15,000.00
Maintenance and operation	10,000.00
For the purpose of meeting other necessary expenses for the conduct of the Kentucky State Fair, including additional premiums, all sums that may be realized from concessions, admissions, advertising and sundry fees.	

The request for this department for the fiscal year ending June 30, 1924, is as follows:

Premiums	$15,000.00
Maintenance and operation	10,000.00
For the purpose of meeting other necessary expenses for the conduct of the Kentucky State Fair, including additional premiums, all sums that may be realized from concessions, admissions, advertising and sundry fees.	

We recommend that you appropriate the following sums for the following purposes:

For the Fiscal Year Ending June 30, 1923.

Premiums	$15,000.00
Maintenance and operation	10,000.00
For the purpose of meeting other necessary expenses for the conduct of the Kentucky State Fair, including additional premiums, all sums that may be realized from concessions, admissions, advertising and sundry fees.	

For the Fiscal Year Ending June 30, 1924.

Premiums	$15,000.00
Maintenance and operation	10,000.00
For the purpose of meeting other necessary expenses for the conduct of the Kentucky State Fair, including additional premiums, all sums that may be realized from concessions, admissions, advertising and sundry fees.	

CONFEDERATE PENSIONS DEPARTMENT

For the Fiscal Year Ending June 30, 1920.

Received from the Commonwealth by appropriation		$364,700.28
To expenditures as follows:		
Salaries	$4,600.00	
Pensions	359,316.47	
Postage, printing and traveling expenses	783.81	
Total		$364,700.28
Balance on hand		$0.00

For the Fiscal Year Ending June 30, 1921.

(a) Received from the Commonwealth by budget appropriation	$6,500.00

To expenditures as follows:

Salaries	$4,600.00	
Printing, postage and supplies	1,869.58	
Total		$6,469.58
Balance on hand		$30.42
(b) Received from the Commonwealth by budget appropriation		$361,000.00

To expenditures as follows:

For pensions paid	$339,583.44	
Balance on hand		$21,416.56

The request for this department for the fiscal year ending June 30, 1923, is as follows:

(a) Salaries, maintenance and operation	$6,500.00
(b) Pensions	320,000.00

The request for this department for the fiscal year ending June 30, 1924, is as follows:

(a) Salaries, maintenance and operation	$6,500.00
(b) Pensions	315,000.00

We recommend that you appropriate the following sums for the following purposes:

For the Fiscal Year Ending June 30, 1923.

(a) Salaries, maintenance and operation	$6,500.00
(b) Pensions	320,000.00
Total	$326,500.00

For the Fiscal Year Ending June 30, 1924.

(a) Salaries, maintenance and operation	$6,500.00
(b) Pensions	315,000.00
Total	$322,500.00

KENTUCKY CONFEDERATE HOME

For the Fiscal Year Ending June 30, 1920.

Received from the Commonwealth by appropriation	$61,259.26

Received from refunds		101.20
Total		$61,360.46
To expenditures as follows:		
Salaries	$15,300.29	
Maintenance, operation and improvements	46,079.00	
Total		$61,379.29
Deficit		$18.83

For the Fiscal Year Ending June 30, 1921.

Received from the Commonwealth by budget appropriation		$53,000.00
Received from refunds		910.17
To expenditures as follows:		
Salaries	$13,346.13	
Maintenance, operation and improvements	40,454.04	
Total		$53,910.17
Balance		$0.00

The request for this department for the fiscal year ending June 30, 1923, is as follows:

For the Fiscal Year Ending June 30, 1923.

Salaries, maintenance, operation and improvements	$54,000.00

The request for this department for the fiscal year ending June 30, 1924, is as follows:

Salaries, maintenance, operation and improvements	$53,000.00

We recommend that you appropriate the following sums for the following purposes:

For the Fiscal Year Ending June 30, 1923.

Salaries, maintenance, operation and improvements	$53,000.00
For insurance premiums	3,700.00

For the Fiscal Year Ending June 30, 1924.

Salaries, maintenance, operation and improvements	$53,000.00

CUSTODIAN OF PUBLIC BUILDINGS

For the Fiscal Year Ending June 30, 1920.

Received from the Commonwealth by appropriation		$81,122.99
To expenditures as follows:		
Salaries	$22,320.00	
Repairs, renewals, fuel, supplies and maintenance	58,802.99	
Total		$81,122.99
Balance on hand		$0.00

For the Fiscal Year Ending June 30, 1921.

Received from the Commonwealth by budget appropriation		$83,000.00
To expenditures as follows:		
Salaries	$23,000.00	
Repairs, renewals, fuel, supplies and maintenance	60,000.00	
Total		$83,000.00
Balance on hand		$0.00

The request for this department for the fiscal year ending June 30, 1923, is as follows:

Custodian—Salaries	$25,000.00
Public Buildings—Renewals, repairs, supplies and other expenses	50,000.00

The request for this department for the fiscal year ending June 30, 1924, is as follows:

Custodian—Salaries	$25,000.00
Public Buildings—Renewals, repairs, supplies and other expenses	50,000.00

We recommend that you appropriate the following sums for the following purposes:

For the Fiscal Year Ending June 30, 1923.

Custodian—Salaries	$23,000.00
Public Buildings—Repairs, renewals, supplies and other expenses	40,000.00

For the Fiscal Year Ending June 30, 1924.

Custodian—Salaries	$23,000.00
Public Buildings—Repairs, renewals, supplies and all other expenses	40,000.00

KENTUCKY GEOLOGICAL SURVEY

For the Fiscal Year Ending June 30, 1920.

Received from the Commonwealth by appropriation		$5,750.00
To expenditures as follows:		
Salaries		$1,484.00
Traveling expenses, supplies and one automobile	$3,685.54	
Total		$5,169.54
Balance on hand		$580.46

For the Fiscal Year Ending June 30, 1921.

Received from the Commonwealth by budget appropriation		35,500.00
Refund		238.00
Total		$35,738.00
To expenditures as follows:		
Salaries	$19,359.49	
Automobile and upkeep of same		3,719.38
Traveling expenses, furniture, operation, printing, postage and supplies		12,659.13
Total		$35,738.00
Balance on hand		$0.00

The request for this department for the fiscal year ending June 30, 1923, is as follows:

Federal mapping	$25,000.00
General fund	20,000.00
Printing	7,000.00
Salary of director	3,000.00
Total	$55,000.00

The request for this department for the fiscal year ending June 30, 1924, is as follows:

Federal mapping	$25,000.00
General fund	20,000.00
Printing	7,000.00
Salary of director	3,000.00
Total	$55,000.00

We recommend that you appropriate the following sums for the following purposes:

For the Fiscal Year Ending June 30, 1923.

For Federal mapping (This entire appropriation is to be used exclusively for Federal mapping, and no part for office expenses.)	$17,500.00
Salary of director, clerical hire, traveling expenses, printing, postage and supplies	$23,000.00
Total	$40,000.00

For the Fiscal Year Ending June 30, 1924.

For Federal mapping (This entire appropriation is to be used exclusively for Federal mapping, and no part for office expenses.)	$17,500.00
Salary of director, clerical hire, traveling expenses, printing, postage and supplies	$23,000.00
Total	$40,000.00

DEPARTMENT OF MINES

For the Fiscal Year Ending June 30, 1920.

Received from the Commonwealth by appropriation		$24,579.00
To expenditures as follows:		
Salaries	$16,855.00	
Printing, postage and supplies	7,724.00	
Total		$24,579.00
Balance on hand		$0.00

For the Fiscal Year Ending June 30, 1921.

Received from the Commonwealth by budget appropriation		$23,800.00
To expenditures as follows:		
Salaries	$16,576.25	
Traveling expenses, printing and supplies	5,669.56	
Total		$22,245.81
Balance on hand		$1,554.19

The request for this department for the fiscal year ending June 30, 1923, is as follows:

Salaries, traveling expenses, printing, etc. $31,880.00

The request for this department for the fiscal year ending June 30, 1924, is as follows:

Salaries, traveling expenses, printing, etc. $31,880.00

We recommend that you appropriate the following sums for the following purposes:

For the Fiscal Year Ending June 30, 1923.

Salaries, traveling expenses, printing, etc. $23,800.00

For the Fiscal Year Ending June 30, 1924.

Salaries, traveling expenses, printing, etc. $23,800.00

DEPARTMENT OF PUBLIC ROADS

Special Fund.

For the Fiscal Year Ending June 30, 1920.

Received from the Commonwealth by appropriation		$25,000.00
To expenditures as follows:		
Salaries	$20,000.00	
Traveling expenses, printing, supplies, etc.	7,738.78	
Total		$27,738.78
Deficit		$2,738.78

For the Fiscal Year Ending June 30, 1921.

Received from the Commonwealth by budget appropriation		$50,000.00
To expenditures as follows:		
Salaries	$37,213.97	
Traveling expenses, printing, supplies, etc.	8,889.11	
Total		$46,103.08
Balance		$3,896.92

The request for this department for the fiscal year ending June 30, 1923, is as follows:

Salaries, traveling expenses, supplies, etc. $75,000.00

The request for this department for the fiscal year ending June 30, 1924, is as follows:

Salaries, traveling expenses, supplies, etc. $75,000.00

We recommend that you appropriate the following sums for the following purposes:

For the Fiscal Year Ending June 30, 1923.

Salaries, traveling expenses, supplies, etc. $50,000.00

For the Fiscal Year Ending June 30, 1924.

Salaries, traveling expenses, supplies, etc.	$75,000.00

DEPARTMENT OF PUBLIC ROADS

Engineering Fund.

For the Fiscal Year Ending June 30, 1920.

Received from the Commonwealth by appropriation		$211,134.72
To expenditures as follows:		
Salaries	$157,152.74	
Traveling expenses, maintenance and operation	53,781.98	
Total		$211,134.72
Balance on hand		$0.00

For the Fiscal Year Ending June 30, 1921.

Received from the Commonwealth by State tax		$200,000.00
To expenditures as follows:		
Salaries	$127,833.40	
Traveling expenses	34,350.09	
Maintenance and operation	33,562.91	
Total		$195,746.40
Balance on hand		$4,253.60

The request for this department for the fiscal year ending June 30, 1923, is as follows:

Salaries, maintenance and operation	$225,000.00

The request for this department for the fiscal year ending June 30, 1924, is as follows:

Salaries, maintenance and operation	$225,000.00

We recommend that you appropriate the following sums for the following purposes:

For the Fiscal Year Ending June 30, 1923.

Salaries, maintenance and operation	$200,000.00

For the Fiscal Year Ending June 30, 1924.

Salaries, maintenance and operation	$200,000.00

DEPARTMENT OF PUBLIC ROADS

General Fund

For the Fiscal Year Ending June 30, 1920.

Received from the Commonwealth by State tax	$623,553.42
Total expenditures	623,553.42
Balance	$0.00

For the Fiscal Year Ending June 30, 1921.

Received from the Commonwealth by State tax	$675,545.92
Receipts direct into the State Road Fund	1,375,526.06
Total	$2,051,071.97
Total expenditures	1,798,443.36
Balance on hand	$255,014.31

EASTERN KENTUCKY STATE NORMAL SCHOOL, Richmond.

For the Fiscal Year Ending June 30, 1920.

Received from the Commonwealth by State tax		$132,841.40
Received from fees		14,942.11
Total		$147,783.57
To expenditures as follows:		
Salaries	$74,116.50	
Maintenance, operation and improvements	93,712.07	
Total		$167,828.57
Deficit		$20,045.00

For the Fiscal Year Ending June 30, 1921.

Received from the Commonwealth by State tax		$127,152.60
Received from the fees, sale of bonds, insurance, etc.		87,005.86
Total		$214,158.46
To expenditures as follows:		
Salaries	$85,537.66	
Maintenance, operation and improvements	59,678.40	
Total		$145,216.06
Balance on hand after paying 1920 overdraft		$56,667.73

The request for this department for the fiscal year ending June 30, 1923, is as follows:

Five-eighths of one cent on each $100.00 of taxable property in the Commonwealth.

The request for this department for the fiscal year ending June 30, 1924, is as follows:

Five-eighths of one cent on each $100.00 of taxable property in the Commonwealth.

The request for this department for the fiscal years ending June 30, 1923, and June 30, 1924, is as follows:

Special Appropriation.

Health building $225,000.00

We recommend that you appropriate the following sum for the following purposes:

For the Fiscal Year Ending June 30, 1923.

For the purpose of paying the salaries, traveling expenses, printing, stamps, supplies and all other expenses of maintenance and operation of said institution, five-eighths of one cent on each $100.00 of taxable property now on the assessment roll, or which may hereafter be placed on the assessment roll.

For the Fiscal Year Ending June 30, 1924.

For the purpose of paying the salaries, traveling expenses, printing, stamps, supplies and all other expense of maintenance and operation of said institution, five-eighths of one cent on each $100.00 of taxable property now on the assessment roll, or which may hereafter be placed on the assessment roll.

Special Appropriation for the Fiscal Years Ending June 30, 1923, *and June* 30, 1924.

The Budget Commission decided to allow nothing for new buildings in lieu of the bond issue proposed by Governor Edwin P. Morrow.

WESTERN KENTUCKY STATE NORMAL SCHOOL, Bowling Green.

For the Fiscal Year Ending June 30, 1920.

Received from the Commonwealth by State tax		$132,841.46
Received from fees and other receipts		32,946.35
Total		$165,787.81
To expenditures as follows:		
Salaries	$85,551.09	
Maintenance, operation and improvements		79,010.90
Total		$164,561.99
Balance on hand		$1,225.82

For the Fiscal Year Ending June 30, 1921.

Received from the Commonwealth by State tax	$127,151.60
Received from rents, fees, sale of lots, etc.	252,905.46
Total	$380,057.06

To expenditures as follows:

Salaries	$122,642.75	
Maintenance, operation and improvements	257,414.31	
Total		$380,057.06
Balance on hand		$0.00

The request for this department for the fiscal year ending June 30, 1923, is as follows:

Five-eighths of one cent on each $100.00 of taxable property in the State.

The request for this department for the fiscal year ending June 30, 1924, is as follows:

Five-eighths of one cent on each $100.00 of taxable property in the State.

The request for this department for the fiscal years ending June 30, 1923, and June 30, 1924, is as follows:

Special Appropriation.

Dormitories and other new buildings $365,000.00

We recommend that you appropriate the following sums for the following purposes:

For the Fiscal Year Ending June 30, 1923.

For the purpose of paying salaries, traveling expenses, cost of printing, stamps, supplies and all other cost of maintenance and operation of said institution, five-eighths of one cent on each $100.00 of taxable property in the State.
For payment of bond indebtedness 1912 to 1916... $20,000.00

For the Fiscal Year Ending June 30, 1924.

For the purpose of paying salaries, traveling expenses, cost of printing, stamps, supplies and all other cost of maintenance and operation of said institution, five-eighths of one cent on each $100.00 of taxable property in the State.

Special Appropriation for the Fiscal Years Ending June 30, 1923, *and June* 30, 1924.

The Budget Commission decided to allow nothing for new buildings in lieu of the bond issue proposed by Governor Edwin P. Morrow.

CHIEF EXECUTIVE DEPARTMENT

For the Fiscal Year Ending June 30, 1920.

Received from the Commonwealth by appropriation		$14,771.77
To expenditures as follows:		
Salaries	$12,081.35	
Postage, printing, supplies, etc.	2,690.42	
Total		$14,771.77
Balance on hand		$0.00

For the Fiscal Year Ending June 30, 1921.

Received from the Commonwealth by budget appropriation		$13,970.00
To expenditures as follows:		
Salaries	$12,453.90	
Postage, printing, supplies, etc.	1,483.01	
Total		$13,936.91
Balance on hand		$33.09

The request for this department for the fiscal year ending June 30, 1923, is as follows:

For salary of the Governor, Private Secretary, clerical help, printing, postage and supplies $13,970.00

The request for this department for the fiscal year ending June 30, 1924, is as follows:

For salary of the Governor, Private Secretary, clerical help, printing, postage and supplies $13,970.00

We recommend that you appropriate the following sums for the following purposes:

For the Fiscal Year Ending June 30, 1923.

For salary of the Governor, Private Secretary, clerical help, printing, postage and supplies $13,970.00

For the Fiscal Year Ending June 30, 1924.

For salary of the Governor, Private Secretary, clerical help, printing, postage and supplies $13,970.00

GOVERNOR'S CONTINGENT FUND

For the Fiscal Year Ending June 30, 1920.

Received from the Commonwealth by appropriation $3,000.00

To expenditures as follows:

Traveling expenses, entertainments, etc. $2,001.11

Balance on hand $998.89

For the Fiscal Year Ending June 30, 1921.

Received from the Commonwealth by budget appropriation $3,000.00

To expenditures as follows:

Traveling expenses, entertainments, etc. $2,878.90

Balance on hand $121.10

The request for this department for the fiscal year ending June 30, 1923, is as follows:

Governor's Contingent Fund as now allowed by law $3,000.00

The request for this department for the fiscal year ending June 30, 1924, is as follows:

Governor's Contingent Fund as now allowed by law $3,000.00

We recommend that you appropriate the following sums for the following purposes:

For the Fiscal Year Ending June 30, 1923.

Governor's Contingent Fund as now allowed by law	$3,000.00

For the Fiscal Year Ending June 30, 1924.

Governor's Contingent Fund as now allowed by law	$3,000.00

DEPARTMENT OF FIRE PREVENTION AND RATES

(This was two departments in 1920—Fire Marshal and Superintendent of Rates.)

For the Fiscal Year Ending June 30, 1920.

Received from fire tax fund, one-half of one per cent on premiums of fire insurance companies		$69,808.55
To expenditures as follows:		
Salaries	$39,648.53	
Maintenance and operation	11,961.14	
Total		$51,609.67
Balance on hand		$18,198.88

For the Fiscal Year Ending June 30, 1921.

Received from fire tax fund, one-half of one per cent on premiums of fire insurance companies		$78,088.97
To expenditures as follows:		
Salaries	$43,079.62	
Maintenance and operation	15,203.24	
Total		$58,282.86
Balance on hand		$19,806.11

The request for this department for the fiscal year ending June 30, 1923, is as follows:

For all purposes as allowed by law.

The request for this department for the fiscal year ending June 30, 1924, is as follows:

For all purposes as allowed by law.

We recommend that you appropriate the following sums for the following purpose:

For the Fiscal Year Ending June 30, 1923.

All the fees and collections which said department is now allowed by law, or to which it may hereafter be entitled by law.

For the Fiscal Year Ending June 30, 1924.

All the fees and collections which said department is now allowed by law, or to which it may hereafter be entitled by law.

GAME AND FISH COMMISSION

For the Fiscal Year Ending June 30, 1920.

Cash balance July 1, 1919		$12,452.65
Received from fees, licenses, etc.		51,846.34
Total		$64,298.99
To expenditures as follows:		
Salaries	$21,320.55	
Traveling expenses, maintenance and operation	23,523.80	
Total		$44,844.35
Balance on hand		$19,454.64

For the Fiscal Year Ending June 30, 1921.

Cash balance July 1, 1920		$19,454.64
Received from fees, licenses, etc.		58,263.19
Total		$77,717.83
To expenditures as follows:		
Salaries	$23,370.49	
Traveling expenses, maintenance and operation	23,333.09	
Total		$46,703.58
Balance on hand		$31,014.25

The request for this department for the fiscal year ending June 30, 1923, is as follows:

All fees now allowed and to be collected under the law, or that may hereafter be collected by law, for the benefit of said department.

The request for this department for the fiscal year ending June 30, 1924, is as follows:

All fees now allowed and to be collected under the law, or that may hereafter be collected by law, for the benefit of said department.

We recommend that you appropriate the following sums for the following purposes:

For the Fiscal Year Ending June 30, 1923.

All fees now allowed and to be collected under the law, or that may hereafter be collected by law, for the benefit of said department.

For the Fiscal Year Ending June 30, 1924.

All fees now allowed and to be collected under the law, or that may hereafter be collected by law, for the benefit of said department.

KENTUCKY HISTORICAL SOCIETY

For the Fiscal Year Ending June 30, 1920.

Received from the Commonwealth by appropriation		$5,000.00
Subscriptions, donations, etc.		339.33
Total		$5,339.33
To expenditures as follows:		
Salaries	$3,495.66	
Printing, stamps, supplies, etc.	1,798.34	
Total		$5,294.00
Balance on hand		$45.33

For the Fiscal Year Ending June 30, 1921.

Received from the Commonwealth by budget appropriation	$5,000.00
Subscriptions, donations, etc.	693.60
Total	$5,693.60
To expenditures as follows:	
Salaries	$3,554.50
Printing, stamps, supplies, etc.	2,109.26
Total	$5,663.76
Balance on hand	$29.84

The request for this department for the fiscal year ending June 30, 1923, is as follows:

Salaries, maintenance and operation	$10,000.00

The request for this department for the fiscal year ending June 30, 1924, is as follows:

Salaries, maintenance and operation	$10,000.00

We recommend that you appropriate the following sums for the following purposes:

For the Fiscal Year Ending June 30, 1923.

Salaries, maintenance and operation	$5,000.00
Porter's salary	720.00
Total	$5,720.00

For the Fiscal Year Ending June 30, 1924.

Salaries, maintenance and operation	$5,000.00
Porter's salary	720.00
Total	$5,720.00

INSURANCE DEPARTMENT

For the Fiscal Year Ending June 30, 1920.

Received from fees as allowed by law	$53,459.92

To expenditures as follows:

Salaries	$17,995.37	
Maintenance and operation	5,173.42	
Total		$23,168.79
Balance on hand		$30,291.13

For the Fiscal Year Ending June 30, 1921.

Received from fees as allowed by law		$68,482.09
To expenditures as follows:		
Salaries	$19,337.42	
Maintenance and operation	7,743.71	
Total		$27,081.13
Balance on hand		$41,400.86

The request for this department for the fiscal year ending June 30, 1923, is as follows:

For all purposes as allowed by law.

The request for this department for the fiscal year ending June 30, 1924, is as follows:

For all purposes as allowed by law.

We recommend that you appropriate the following sums for the following purpose:

For the Fiscal Year Ending June 30, 1923.

All the fees and collections which said department is now allowed by law, or to which it may hereafter be entitled by law.

For the Fiscal Year Ending June 30, 1924.

All the fees and collections which said department is now allowed by law, or to which it may hereafter be entitled by law.

KENTUCKY CHILDREN'S HOME SOCIETY

For White Children.

For the Fiscal Year Ending June 30, 1920.

Received from the Commonwealth by appropriation		$50,000.00
Received from county funds, Welfare League, private bequests, etc.		32,991.55
Total		$82,991.55
To expenditures as follows:		
Salaries	$30,797.54	
Traveling expenses, maintenance, operation and supplies	54,186.09	
Total		$84,983.63
Deficit		$1,992.08

For the Fiscal Year Ending June 30, 1921.

Received from the Commonwealth by appropriation		$55,000.00
Received from county funds, Welfare League, private bequests, etc.		17,267.04
Total		$72,267.04
To expenditures as follows:		
Salaries	$33,675.19	
Traveling expenses, maintenance, operation and supplies	41,915.79	
Total		$75,590.98
Deficit		$3,323.94

The request for this department for the fiscal year ending June 30, 1923, is as follows:

For all purposes $75,000.00

The request for this department for the fiscal year ending June 30, 1924, is as follows:

For all purposes $75,000.00

We recommend that you appropriate the following sums for the following purposes:

For the Fiscal Year Ending June 30, 1923.

For the purpose of paying all salaries and all other expenses incident to the operation and maintenance of said department	$55,000.00
To pay on present deficit	11,000.00
Total	$66,000.00

For the Fiscal Year Ending June 30, 1924.

For the purpose of paying all salaries and all other expenses incident to the operation and maintenance of said department	$55,000.00
To pay on present deficit	11,000.00
Total	$66,000.00

KENTUCKY CHILDREN'S HOME SOCIETY

For Colored Children.

For the Fiscal Year Ending June 30, 1920.

Received from the Commonwealth by appropriation		$10,000.00
Received from donations and other funds		705.53
Total		$10,705.53
To expenditures as follows:		
Salaries	$1,746.00	
Traveling expenses, maintenance and operation	9,138.90	
Total		$10,884.90
Deficit		$179.37

For the Fiscal Year Ending June 30, 1921.

Received from the Commonwealth by budget appropriation		$15,000.00
Received from donations and other funds		1,034.74
Total		$16,034.74
To expenditures as follows:		
Salaries	$2,592.10	
Traveling expenses, maintenance and operation	14,657.84	
Total		$17,249.94
Deficit		$1,215.20

The request for this department for the fiscal year ending June 30, 1923, is as follows:

For all purposes $25,000.00

The request for this department for the fiscal year ending June 30, 1924, is as follows:

For all purposes $25,000.00

We recommend that you appropriate the following sums for the following purposes:

For the Fiscal Year Ending June 30, 1923.

For all purposes including deficit $20,000.00

For the Fiscal Year Ending June 30, 1924.

For all purposes including deficit $20,000.00

KENTUCKY NORMAL AND INDUSTRIAL INSTITUTE

For Colored Persons.

For the Fiscal Year Ending June 30, 1920.

Received from the Commonwealth by appropriation	$21,000.00
Received from donations, fees, etc.	38,156.38
Total	$59,156.38

To expenditures as follows:		
Salaries	$17,797.09	
Maintenance, operation, etc.	41,962.64	
Total		$59,759.73
Deficit		$603.35

For the Fiscal Year Ending June 30, 1921.

Received from the Commonwealth by budget appropriation		$25,000.00
Received from donations, fees, etc.		48,471.11
Total		$73,471.11
To expenditures as follows:		
Salaries	$28,894.71	
Maintenance, operation, etc.	48,250.50	
Total		$77,145.26
Deficit		$3,674.15
Received from the Commonwealth by budget appropriation for new building		$21,000.00
To expenditures as follows:		
New building	$21,000.00	
Balance		$0.00

The request for this department for the fiscal year ending June 30, 1923, is as follows:

Maintenance, operation, salaries, etc.	$50,000.00

The request for this department for the fiscal year ending June 30, 1924, is as follows:

Maintenance, operation, salaries, etc.	$50,000.00

We recommend that you appropriate the following sums for the following purposes:

For the Fiscal Year Ending June 30, 1923.

Maintenance, operation, salaries, etc.	$30,000.00
Insurance premium	5,500.00
For the purpose of paying deficit and old note	4,500.00
Total	$40,000.00

For the Fiscal Year Ending June 30, 1924.

Maintenance, operation, salaries, etc.	$30,000.00

KENTUCKY LIBRARY COMMISSION

For the Fiscal Year Ending June 30, 1920.

Received from the Commonwealth by appropriation		6,000.00
To expenditures as follows:		
Salaries	$3,866.50	
Traveling expenses, books, stationery, etc.	2,133.50	
Total		$6,000.00
Balance		$0.00

For the Fiscal Year Ending June 30, 1921.

Received from the Commonwealth by budget appropriation		$7,500.00
To expenditures as follows:		
Salaries	$5,120.50	
Traveling expenses, books, stationery, etc.	2,379.50	
Total		$7,500.00
Balance		$0.00

The request for this department for the fiscal year ending June 30, 1923, is as follows:

For all purposes	$17,500.00

The request for this department for the fiscal year ending June 30, 1924, is as follows:

For all purposes	$17,500.00

We recommend that you appropriate the following sums for the following purposes:

For the Fiscal Year Ending June 30, 1923.

For salaries and all other expenses now allowed by law	$7,500.00

For the Fiscal Year Ending June 30, 1924.

For salaries and all other expenses now allowed by law $7,500.00

LIEUTENANT GOVERNOR

For the Fiscal Year Ending June 30, 1920.

Received from the Commonwealth by appropriation $1,131.50
(Charged to Legislative Session 1920.)

To expenditures as follows:
Mileage and per diem $1,131.50
Balance on hand $0.00

For the Fiscal Year Ending June 30, 1921.

Received from the Commonwealth by budget appropriation $400.00

To expenditures as follows:
Acting Governor $400.00
Balance on hand $0.00

The request for this department for the fiscal year ending June 30, 1923, is as follows:

Salaries, traveling expenses, etc., as now allowed by law $400.00

The request for this department for the fiscal year ending June 30, 1924, is as follows:

Salaries, traveling expenses, etc., as now allowed by law $1,400.00

We recommend that you appropriate the following sums for the following purposes:

For the Fiscal Year Ending June 30, 1923.

Salaries, traveling expenses, etc., as now allowed by law $400.00

For the Fiscal Year Ending June 30, 1924.

Salaries, traveling expenses, etc., as now allowed by law $1,400.00

RAILROAD COMMISSION

For the Fiscal Year Ending June 30, 1920.

Received from the Commonwealth by appropriation		$20,823.07
To expenditures as follows:		
Salaries	$14,756.00	
Traveling expenses, printing, supplies, etc.	6,067.07	
Total		$20,823.07
Balance on hand		$0.00

For the Fiscal Year Ending June 30, 1921.

Received from the Commonwealth by budget appropriation		-21,250.00
To expenditures as follows:		
Salaries	$13,800.00	
Traveling expenses, printing, supplies, etc.	3,297.34	
Total		$17,097.34
Balance on hand		$4,152.66

The request for this department for the fiscal year ending June 30, 1923, is as follows:

Salaries, traveling expenses, supplies, etc. $20,000.00

The request for this department for the fiscal year ending June 30, 1924, is as follows:

Salaries, traveling expenses, supplies, etc. $21,000.00

We recommend that you appropriate the following sums for the following purposes:

For the Fiscal Year Ending June 30, 1923.

Salaries, traveling expenses, supplies, etc. $16,000.00

For the Fiscal Year Ending June 30, 1924.

Salaries, traveling expenses, supplies, etc.	$16,000.00

KENTUCKY SCHOOL FOR THE BLIND

For White Persons.

For the Fiscal Year Ending June 30, 1920.

Received from the Commonwealth by appropriation		$28,000.00
Received from the Commonwealth by per capita		13,580.00
Received from other receipts		157.97
Total		$41,737.97
To expenditures as follows:		
Salaries	$19,771.24	
Traveling expenses, maintenance and operation	22,322.42	
Total		$42,093.66
Deficit		$355.69

For the Fiscal Year Ending June 30, 1921.

Received from the Commonwealth by budget appropriation		$45,000.00
Received from other receipts		469.15
Total		$45,469.15
To expenditures as follows:		
Salaries	$24,914.37	
Traveling expenses, maintenance and operation	20,554.78	
Total		$45,469.15
Balance on hand		$0.00

(This includes deficit of $1,229.19 used by colored department.)

The request for this department for the fiscal year ending June 30, 1923, is as follows:

For all purposes $55,000.00

The request for this department for the fiscal year ending June 30, 1924, is as follows:

For all purposes $55,000.00

We recommend that you appropriate the following sums for the following purposes:

For the Fiscal Year Ending June 30, 1923.

Salaries, traveling expenses, maintenance and operation $50,000.00

For the Fiscal Year Ending June 30, 1924.

Salaries, traveling expenses, maintenance and operation $50,000.00

KENTUCKY SCHOOL FOR THE BLIND

For Colored Persons.

For the Fiscal Year Ending June 30, 1920.

Received from the Commonwealth by appropriation		$4,000.00
Received from the Commonwealth by per capita		1,960.00
Total		$5,960.00
To expenditures as follows:		
Salaries	$2,535.00	
Traveling expenses, maintenance and operation	3,425.00	
Total		$5,960.00
Balance on hand		$0.00

(This includes an overdraft of $355.69 used by white department.)

For the Fiscal Year Ending June 30, 1921.

Received from the Commonwealth by appropriation		$6,500.00
To expenditures as follows:		
Salaries	$2,958.50	
Traveling expenses, maintenance and operation	4,770.69	
Total	$7,729.19	
Deficit of (paid by white department)	1,229.19	
		$6,500.00
Balance on hand		$0.00

The request for this department for the fiscal year ending June 30, 1923, is as follows:

For all purposes $8,500.00

The request for this department for the fiscal year ending June 30, 1924, is as follows:

For all purposes $7,900.00

We recommend that you appropriate the following sums for the following purposes:

For the Fiscal Year Ending June 30, 1923.

Salaries, traveling expenses, maintenance and operation $7,500.00

For the Fiscal Year Ending June 30, 1924:

Salaries, traveling expenses, maintenance and operation $7,100.00

KENTUCKY WORKSHOP FOR THE ADULT BLIND

For the Fiscal Year Ending June 30, 1920.

Received from the Commonwealth by appropriation $14,000.00

To expenditures as follows:

Salaries	$4,505.01	
Traveling expenses, maintenance and operation	9,494.99	
Total		$14,000.00
Balance on hand		$0.00

For the Fiscal Year Ending June 30, 1921.

Received from the Commonwealth by budget appropriation		$14,000.00
To expenditures as follows:		
Salaries	$4,814.90	
Traveling expenses, maintenance and operation	9,185.10	
Total		14,000.00
Balance		$0.00

The request for this department for the fiscal year ending June 30, 1923, is as follows:

Maintenance, operation and extension work out in the State	$20,000.00

The request for this department for the fiscal year ending June 30, 1924, is as follows:

Maintenance, operation and extension work out in the State	$20,000.00

We recommend that you appropriate the following sums for the following purposes:

For the Fiscal Year Ending June 30, 1923.

Maintenance, operation and extension work out in the State	$17,000.00

For the Fiscal Year Ending June 30, 1924.

Maintenance, operation and extension work out in the State	$17,000.00

KENTUCKY SCHOOL FOR THE DEAF AND DUMB

White Department.

For the Fiscal Year Ending June 30, 1920.

Received from the Commonwealth by appropriation		$89,066.01
Received from endowment funds, fees, sales, etc.		2,485.74
Total		$91,551.75
To expenditures as follows:		
Salaries	$44,447.16	
Maintenance and operation	47,071.39	
Total		$91,518.55
Balance on hand		$33.20

For the Fiscal Year Ending June 30, 1921.

Received from the Commonwealth by budget appropriation		$95,000.00
Received from endowment funds, fees, sales, etc.		1,304.57
Total		$96,304.57
To expenditures as follows:		
Salaries	$50,237.52	
Maintenance and operation	46,205.37	
Total		$96,442.89
Deficit		$138.32

The request for this department for the fiscal year ending June 30, 1923, is as follows:

For all purposes $132,160.00

The request for this department for the fiscal year ending June 30, 1924, is as follows:

For all purposes $113,152.00

We recommend that you appropriate the following sums for the following purposes:

For the Fiscal Year Ending June 30, 1923.

Salaries, maintenance and operation	$130,360.00

For the Fiscal Year Ending June 30, 1924.

Salaries, maintenance and operation	$108,652.00

KENTUCKY SCHOOL FOR THE DEAF AND DUMB

Colored Department.

For the Fiscal Year Ending June 30, 1920.

Received from the Commonwealth by appropriation		$7,898.10
Received from cash sales and board		131.69
Total		$8,029.79
To expenditures as follows:		
Salaries	$3,569.02	
Maintenance and operation	4,428.24	
Total		$7,997.26
Balance on hand		$32.53

For the Fiscal Year Ending June 30, 1921.

Received from the Commonwealth by budget appropriation		$8,500.00
Received from cash sales		34.95
Total		$8,534.95
To expenditures as follows:		
Salaries	$3,969.56	
Maintenance and operation	4,673.09	
Total		$8,642.65
Deficit		107.70

The request for this department for the fiscal year ending June 30, 1923, is as follows:

For all purposes $9,000.00

The request for this department for the fiscal year ending June 30, 1924, is as follows:

For all purposes $8,500.00

We recommend that you appropriate the following sums for the following purposes:

For the Fiscal Year Ending June 30, 1923.

Salaries, maintenance and operation $9,000.00

For the Fiscal Year Ending June 30, 1924.

Salaries, maintenance and operation $8,500.00

SECRETARY OF STATE

For the Fiscal Year Ending June 30, 1920.

Received from the Commonwealth by appropriation		$19,625.23
To expenditures as follows:		
Salaries	$15,014.54	
Printing, stationery, stamps, etc.	3,228.57	
Total		$18,243.11
Balance on hand		$1,382.12

For the Fiscal Year Ending June 30, 1921.

Received from the Commonwealth by budget appropriation		$18,300.00
To expenditures as follows:		
Salaries	$14,435.55	
Printing, stationery, stamps, etc.	2,264.09	
Total		$16,699.64
Balance on hand		$1,636.00

The request for this department for the fiscal year ending June 30, 1923, is as follows:

Salaries, clerical help, printing, stamps and office supplies $19,320.00

The request for this department for the fiscal year ending June 30, 1924, is as follows:

Salaries, clerical help, printing, stamps and office supplies $19,320.00

We recommend that you appropriate the following sums for the following purposes:

For the Fiscal Year Ending June 30, 1923.

Salaries, clerical help, printing, stamps and office supplies $18,300.00

For the Fiscal Year Ending June 30, 1924.

Salaries, clerical help, printing, stamps and office supplies $18,300.00

STATE INSPECTOR AND EXAMINER

For the Fiscal Year Ending June 30, 1920.

Received from the Commonwealth by appropriation $13,046.78

To expenditures as follows:

Salaries	$10,102.50	
Traveling expenses, printing, postage, etc.	2,944.28	
Total		$13,046.78
Balance on hand		$0.00

For the Fiscal Year Ending June 30, 1921.

Received from the Commonwealth by budget appropriation $15,850.00

To expenditures as follows:

Salaries	$9,444.19	
Traveling expenses, printing, postage, etc.	4,529.47	
Total		$13,973.66
Balance on hand		$1,876.34

The request for this department for the fiscal year ending June 30, 1923, is as follows:

Salaries, traveling expenses, supplies, etc	$23,600.00
(This request is made if departments, institutions, etc., are to be examined annually), if examined the same as at present	15,850.00

The request for this department for the fiscal year ending June 30, 1924, is as follows:

Salaries, traveling expenses, supplies, etc	$23,600.00
(This request is made if departments, institutions, etc., are to be examined annually), if examined the same as at present	15,850.00

We recommend that you appropriate the following sums for the following purposes:

For the Fiscal Year Ending June 30, 1923.

Salaries, traveling expenses, supplies, etc	$15,850.00

For the Fiscal Year Ending June 30, 1924.

Salaries, traveling expenses, supplies, etc	$15,850.00

STATE LIBRARIAN

For the Fiscal Year Ending June 30, 1920.

Received from the Commonwealth by appropriation	$6,300.00
Received from sale of old books, etc.	799.50
Total	$7,099.50

To expenditures as follows:

Salaries	$6,300.00	
Law books, distribution of public books, stationery, printing, etc.	3,226.26	
Total		$9,526.26
Deficit		$2,426.76

For the Fiscal Year Ending June 30, 1921.

Received from the Commonwealth by budget appropriation	$9,500.00
Received from sale of old books, etc.	224.93
Total	$9,724.93

To expenditures as follows:

Salaries	$6,344.20	
Printing, stationery, postage, etc.	1,239.62	
Total		$7,583.82
Balance on hand		$2,141.11

The request for this department for the fiscal year ending June 30, 1923, is as follows:

Salaries, printing, stationery, postage, etc. $15,000.00

The request for this department for the fiscal year ending June 30, 1924, is as follows:

Salaries, printing, stationery, postage, etc. $15,000.00

We recommend that you appropriate the following sums for the following purposes:

Salaries, printing, stationery, postage, etc. $15,000.00

We recommend that you appropriate the following sums for the following purposes:

For the Fiscal Year Ending June 30, 1923.

Salaries, printing, stationery, postage, etc. $8,000.00

For the Fiscal Year Ending June 30, 1924.

Salaries, printing, stationery, postage, etc.	$8,000.00

STATE LIVE STOCK SANITARY BOARD

For the Fiscal Year Ending June 30, 1920.

Received from the Commonwealth by appropriation		$28,190.00
Received from fees and refunds		906.13
Total		$29,096.13
To expenditures as follows:		
Salaries	$19,620.86	
Traveling expenses, equipment, supplies, etc.	10,138.24	
Total		$29,759.10
Deficit		$662.97

For the Fiscal Year Ending June 30, 1921.

Received from the Commonwealth by appropriation		$28,000.00
Received from fees and refunds		1,915.52
Total		$29,915.52
To expenditures as follows:		
Salaries	$21,411.61	
Traveling expenses, equipment, supplies, etc.	8,434.94	
Total		$29,846.55
Balance		$68.97

(This includes overdraft from 1920 of $662.97.)

The request for this department for the fiscal year ending June 30, 1923, is as follows:

Salaries, traveling expenses, equipment, supplies, etc.	$40,000.00

The request for this department for the fiscal year ending June 30, 1924, is as follows:

Salaries, traveling expenses, equipment, supplies, etc. $40,000.00

We recommend that you appropriate the following sums for the following purposes:

For the Fiscal Year Ending June 30, 1923.

Salaries, traveling expenses, equipment, supplies, etc. $28,000.00

For the Fiscal Year Ending June 30, 1924.

Salaries, traveling expenses, equipment, supplies, etc. $28,000.00

SUPERINTENDENT OF PUBLIC PRINTING

For the Fiscal Year Ending June 30, 1920.

Received from the Commonwealth by appropriation		$2,255.89
To expenditures as follows:		
Salaries	$1,500.00	
Traveling expenses, printing, etc	755.89	
Total		$2,255.89
Balance on hand		$0.00

For the Fiscal Year Ending June 30, 1921.

Received from the Commonwealth by budget appropriation		$2,250.00
To expenditures as follows:		
Salary	$1,500.00	
Traveling expenses, printing, etc	613.30	
Total		$2,113.30
Balance on hand		$136.70

The request for this department for the fiscal year ending June 30, 1923, is as follows:

Salary, traveling expenses, printing, etc. $2,250.00

The request for this department for the fiscal year ending June 30, 1924, is as follows:

Salary, traveling expenses, printing, etc. $2,250.00

We recommend that you appropriate the following sums for the following purposes:

For the Fiscal Year Ending June 30, 1923.

Salary, traveling expenses, printing, etc. $2,000.00

For the Fiscal Year Ending June 30, 1924.

Salary, traveling expenses, printing, etc. $2,000.00

STATE TAX COMMISSION

For the Fiscal Year Ending June 30, 1920.

Received from the Commonwealth by appropriation		$66,179.29
To expenditures as follows:		
Salaries	$44,955.98	
Traveling expenses, printing, postage, supplies, etc.	21,223.31	
Total		$66,179.29
Balance on hand		$0.00

For the Fiscal Year Ending June 30, 1921.

Received from the Commonwealth by budget appropriation		$80,000.00
To expenditures as follows:		
Salaries	$46,525.00	
Traveling expenses, printing, postage, supplies, etc.	22,315.43	
Total		$68,840.43
Balance on hand		$11,159.57

The request for this department for the fiscal year ending June 30, 1923, is as follows:

Traveling expenses, printing, postage, salaries, supplies, etc.	$70,000.00
Mineral maps	20,000.00
Total	$90,000.00

The request for this department for the fiscal year ending June 30, 1924, is as follows:

Traveling expenses, printing, postage, salaries, supplies, etc.	$70,000.00
Mineral maps	20,000.00
Total	$90,000.00

We recommend that you appropriate the following sums for the following purposes:

For the Fiscal Year Ending June 30, 1923.

Traveling expenses, printing, postage, salaries, supplies, etc.	$70,000.00
Mineral maps	20,000.00
Total	$90,000.00

For the Fiscal Year Ending June 30, 1924.

Traveling expenses, printing, postage, salaries, supplies, etc.	$70,000.00
Mineral maps	20,000.00
Total	$90,000.00

STATE BOARD OF EXAMINERS OF TRAINED NURSES

For the Fiscal Year Ending June 30, 1920.

Received from fees	$3,307.00

To expenditures as follows:		
Salaries	$2,055.00	
Traveling expenses, maintenance and operation	910.83	
Total		$2,965.83
Balance on hand		$441.17

For the Fiscal Year Ending June 30, 1921.

Received from fees		$4,046.00
To expenditures as follows:		
Salaries	$2,135.00	
Traveling expenses, maintenance and operation	1,053.84	
Total		$3,188.84
Balance on hand		$857.16

The request for this department for the fiscal year ending June 30, 1923, is as follows:

All fees and other collections collected for the use and benefit of said department.

The request for this department for the fiscal year ending June 30, 1924, is as follows:

All fees and other collections collected for the use and benefit of said department.

We recommend that you appropriate the following sums for the following purposes:

For the Fiscal Year Ending June 30, 1923.

For the purpose of paying the cost of maintenance and operation of said board, all fees and other collections collected for the use and benefit of said board.

For the Fiscal Year Ending June 30, 1924.

For the purpose of paying the cost of maintenance and operation of said board, all fees and other collections collected for the use and benefit of said board.

TREASURER'S OFFICE

For the Fiscal Year Ending June 30, 1920.

Received from the Commonwealth by appropriation		$11,679.15
To expenditures as follows:		
Salaries	$9,870.07	
Printing, postage and supplies	1,809.08	
Total		$11,679.15
Balance on hand		$0.00

For the Fiscal Year Ending June 30, 1921.

Received from the Commonwealth by budget appropriation		$13,250.00
To expenditures as follows:		
Salaries	$9,417.05	
Printing, postage and supplies	3,199.47	
Total		$12,616.52
Balance on hand		$633.48

The request for this department for the fiscal year ending June 30, 1923, is as follows:

Salaries, maintenance and operation $15,500.00

The request for this department for the fiscal year ending June 30, 1924, is as follows:

Salaries, maintenance and operation $15,500.00

We recommend that you appropriate the following sums for the following purposes:

For the Fiscal Year Ending June 30, 1923.

Salaries, maintenance and operation $13,250.00

For the Fiscal Year Ending June 30, 1924.

Salaries, maintenance and operation $13,250.00

STATE BOARD OF VOCATIONAL EDUCATION

For the Fiscal Year Ending June 30, 1920.

Received from the Commonwealth by appropriation		$25,480.00
Received from the United States Government		70,769.31
Total		$96,249.31
To expenditures as follows:		
Salaries	$71,685.92	
Traveling expenses, printing, etc.	1,427.35	
Total		$73,113.27
Balance on hand		$23,136.04

For the Fiscal Year Ending June 30, 1921.

Received from the Commonwealth by budget appropriation		$27,487.00
Received from the United States Government		85,338.17
Total		$112,825.17
To expenditures as follows:		
Salaries	$78,324.47	
Traveling expenses, printing, etc.	4,606.47	
Total		$92,948.94
Balance on hand		$29,876.23

The request for this department for the fiscal year ending June 30, 1923, is as follows:

Salaries, traveling expenses, etc. $27,487.00

The request for this department for the fiscal year ending June 30, 1924, is as follows:

Salaries, traveling expenses, etc. $27,487.00

We recommend that you appropriate the following sums for the following purposes:

For the Fiscal Year Ending June 30, 1923.

Salaries, traveling expenses, etc.	$27,487.00

For the Fiscal Year Ending June 30, 1924.

Salaries, traveling expenses, etc.	$27,487.00

UNIVERSITY OF KENTUCKY

Division of Colleges.

For the Fiscal Year Ending June 30, 1920.

Received from the Commonwealth by State tax		$371,039.98
Received from U. S. Government, fees, board and other appropriations		142,940.56
Total		$514,080.54
To expenditures as follows:		
Salaries	$308,213.57	
Maintenance and operation	202,603.06	
Total		$510,816.63
Balance on hand		$3,263.91

For the Fiscal Year Ending June 30, 1921.

Received from the Commonwealth by State tax		$365,986.59
Received from the U. S. Government, fees, board and other appropriations		279,950.38
Total		$535,936.97
To expenditures as follows:		
Salaries	$348,560.12	
Maintenance and operation	186,051.10	
Total		$534,611.22
Balance on hand		$1,325.75

UNIVERSITY OF KENTUCKY

Agricultural Instruction.

For the Fiscal Year Ending June 30, 1920.

No appropriation.

For the Fiscal Year Ending June 30, 1921.

Received from the Commonwealth by budget appropriation		$30,000.00
To expenditures as follows:		
Salaries	$30,000.00	
Balance on hand		$0.00

UNIVERSITY OF KENTUCKY

Extension Division.

For the Fiscal Year Ending June 30, 1920.

Received from the Commonwealth by appropriation		$63,403.26
Received from the U. S. Government and other appropriations		139,741.93
Total		$203,145.19
To expenditures as follows:		
Salaries	$126,482.63	
Maintenance and operation	64,055.22	
Total		$190,537.85
Balance on hand		$12,607.34
Balance from 1919		15,300.01
Total balance		$27,907.35

For the Fiscal Year Ending June 30, 1921.

Received from the Commonwealth by budget appropriation		$108,985.44
Received from the U. S. Government and other appropriations		148,481.83
Total		$257,467.27
To expenditures as follows:		
Salaries	$181,063.47	
Maintenance and operation	104,294.52	
Total		$285,357.99
Deficit		$27,890.72
Balance from 1920		27,907,35
Balance on hand		$16.63

UNIVERSITY OF KENTUCKY

Experiment Station.

For the Fiscal Year Ending June 30, 1920.

Received from the Commonwealth by appropriation		$50,000.00
Received from U. S. G., Ky. Jockey Club, fees, analyses, etc.		226,683.92
Total		$276,683.92
To expenditures as follows:		
Salaries	$131,460.29	
Maintenance, operation, etc.	131,151.22	
Total		$262,611.51
Balance on hand		$14,072.41
Balance from 1919		59,765.03
Total balance		$73,837.44

For the Fiscal Year Ending June 30, 1921.

Received from the Commonwealth by budget appropriation		$50,000.00
Received from U. S. G., fees, analyses, etc		181,532.08
Total		$231,532.08
Balance from 1920		73,837.44
Total		$305,369.52
To expenditures as follows:		
Salaries	$159,682.83	
Maintenance and operation	107,360.29	
Total		$267,043.12
Balance on hand		$38,326.40

UNIVERSITY OF KENTUCKY

Engineering Equipment.

For the Fiscal Year Ending June 30, 1920.

No appropriation.

For the Fiscal Year Ending June 30, 1921.

Received from the Commonwealth by budget appropriation		$30,000.00
To expenditures as follows:		
Salaries	$30,000.00	
Balance on hand		$0.00

UNIVERSITY OF KENTUCKY

Dormitory Appropriation.

For the Fiscal Year Ending June 30, 1920.

No appropriation.

For the Fiscal Year Ending June 30, 1921.

Received from the Commonwealth by budget appropriation	$75,000.00

To expenditures as follows:

Construction	$75,000.00	
Balance on hand		$0.00

The requests for this department for the fiscal years ending June 30, 1923, and June 30, 1924, are as follows:

		1923	1924
A.	*General University.*		
1.	General Support. Instruction, laboratories, supplies, maintaining buildings and grounds, additional teachers and increase of $100,000.00 over last year	$445,000.00	$445,000.00
2.	Agricultural Instruction. Appropriated two years ago for Agricultural College. Continuance asked.	30,000.00	30,000.00
3.	Payment of debt — standing against University since 1908 causing embarrassment and interest charge	90,000.00	
4.	Support of University Extension Dept. This is not agricultural extension, but provides correspondence courses, lectures and schools outside University	10,000.00	10,000.00
5.	Books for library. Library wholly inadequate; needs more increase than can be provided from present funds.	7,500.00	7,500.00
6.	Support of Teachers' College as recommended by education survey	25,000.00	25,000.00
II.	Additions and Buildings.		
1.	Addition to Chemistry building. Present equipment wholly inadequate (½)	50,000.00	50,000.00

		1923	1924
2.	Dairy building for Agricultural College (½)	35,000.00	35,000.00
3.	Dormitory for Women (½)	100,000.00	100,000.00
4.	Dormitory for Men (½)	100,000.00	100,000.00
5.	Shop for building and ground; housing tools, truck and wagon	20,000.00	
6.	Purchase of land	20,000.00	20,000.00
7.	Walks, drives, drainage, electric wire conduits for campus	7,500.00	7,500.00
8.	Stables for cavalry unit	20,000.00	
9.	Allowance for explorations in Kentucky. This State has richest material; other institutions are coming in and getting credit for explorations and materials	5,000.00	5,000.00
		*$965,000.00	$840,000.00
B.	*Experiment Station.*		
1.	Maintenance	$100,000.00	$100,000.00
2.	Purchase of land	50,000.00	
C.	*Agricultural Extension.*		
To match Federal funds for fiscal years 1923 and 1924		142,241.30	142,241.30

*Total including present support of $345,000 and $30,000 agricultural education.

For the year 1924 the amount is $175,000 less than in 1923.

We recommend that you appropriate for the use and benefit of the University of Kentucky the following sums:

For the Fiscal Year Ending June 30, 1923.

For the purpose of paying salaries and all other expenses of maintenance and operation of the Division of Colleges of the University of Kentucky in the manner now authorized by law, all the tax of 1¾ cents on each $100.00 of taxable property in the Commonwealth as now allowed and authorized by law.

For the purpose of paying for the cost of maintenance and operation of the Experiment Station of the University of Kentucny..... $50,000.00

For Agricultural Instruction 30,000.00

For the purpose of paying for the cost of maintenance and operation of the Extension Division of the University of Kentucky, in the manner now allowed by law 142,241.30

Experiment Station Laboratory work which is to include analyses for Board of Health and other State departments 18,000.00

For permanent improvements to Chemical Building 25,000.00

For the Fiscal Year Ending June 30, 1924.

For the purpose of paying salaries and all other expenses of maintenance and operation of the Division of Colleges of the University of Kentucky in the manner now authorized by law, all the tax of 1¾ cents on each $100.00 of taxable property in the Commonwealth as now allowed and authorized by law.

For the purpose of paying for the cost of maintenance and operation of the Experiment Station of the University of Kentucky..... $50,000.00

For Agricultural Instruction 30,000.00

For the purpose of paying for the cost of maintenance and operation of the Extension Division of the University of Kentucky, in the manner now allowed by law 142,241.30

Experiment Station Laboratory Work which is to include analyses for Board of Health and other State departments 18,000.00

For permanent improvements to chemical building 25,000.00

WORKMEN'S COMPENSATION BOARD

For the Fiscal Year Ending June 30, 1920.

Received from tax on premiums		$120,219.49
Balance on hand July 1, 1919		74,204.60
Total		$194,424.09
To expenditures as follows:		
Salaries	$30,554.34	
Traveling expenses, postage, printing and supplies	5,974.41	
Total		$36,528.75
Balance on hand		$157,895.34

For the Fiscal Year Ending June 30, 1921.

Cash balance July 1, 1920		$157,885.81
To expenditures as follows:		
Salaries	$35,557.31	
Traveling expenses, maintenance and operation	10,100.25	
Total		$45,657,56
Balance on hand		$112,228.25

The request for this department for the fiscal year ending June 30, 1923, is as follows:

All funds now collected by law, or that hereafter may be collected by law, for the benefit of this department.

The request for this department for the fiscal year ending June 30, 1924, is as follows:

All funds now collected by law, or that hereafter may be collected by law, for the benefit of this department.

We recommend that you appropriate the following sums for the following purposes:

For the Fiscal Year Ending June 30, 1923.

For the purpose of paying all salaries, traveling expenses, printing, stamps, supplies, and all other expenses of the

operation and maintenance of said board, as now provided by law, or as may hereafter be provided by law, all the funds now collected by law, or that may hereafter be collected by law, for the benefit of said department.

For the Fiscal Year Ending June 30, 1924.

For the purpose of paying all salaries, traveling expenses, printing, stamps, supplies, and all other expenses of the operation and maintenance of said board, as now provided by law, or as may hereafter be provided by law, all the funds now collected by law, or that may hereafter be collected by law, for the benefit of said department.

SINKING FUND

For the Fiscal Year Ending June 30, 1920.

Receipts allowed by law		$225,697.72
To expenditures as follows:		
Total disbursements	$118,610.12	
Transferred to general expenditure fund	157,847.97	
Total		$276,458.09
Deficit		$39,237.85

For the Fiscal Year Ending June 30, 1921.

Receipts allowed by law		$256,893.09
To expenditures as follows:		
Total disbursements	$148,838.16	
Transferred to general expenditure fund	61,399.35	
Deficit of June 30, 1920	39,237.85	
Total		$249,475.36
Balance on hand		$7,417.73

The request for this department for the fiscal year ending June 30, 1923, is as follows:

All funds now collected by law, or that may hereafter be collected by law, for the benefit of said department.

The request for this department for the fiscal year ending June 30, 1924, is as follows:

All funds now collected by law, or that may hereafter be collected by law, for the benefit of said department.

We recommend that you appropriate the following sums for the following purposes:

For the Fiscal Year Ending June 30, 1923.

We recommend that you appropriate for the use of the Sinking Fund Commissioners for the fiscal year ending June 30, 1923, one (1) cent on each one hundred ($100.00) dollars of taxable property in the Commonwealth, to be used by said commissioners for the purposes now authorized by law, or that may hereafter be authorized by law.

For the Fiscal Year Ending June 30, 1924.

We recommend that you appropriate for the use of the Sinking Fund Commissioners for the fiscal year ending June 30, 1924, one (1) cent on each one hundred ($100.00) dollars of taxable property in the Commonwealth, to be used by said commissioners for the purposes now authorized by law, or that may hereafter be authorized by law.

VISITING COUNTY NURSES

For the Fiscal Year Ending June 30, 1920.

Received from the Commonwealth by appropriation		$9,300.00
To expenditures as follows:		
Salaries and expenses	$9,300.00	
Balance on hand		$0.00

For the Fiscal Year Ending June 30, 1921.

Received from the Commonwealth by budget appropriation	$10,000.00

To expenditures as follows:

Salaries and expenses	$7,459.38	
Balance on hand		$2,540.62

The request for this department for the fiscal year ending June 30, 1923, is as follows:

Salaries and expenses	$10,000.00

The request for this department for the fiscal year ending June 30, 1924, is as follows:

Salaries and expenses	$10,000.00

We recommend that you appropriate the following sums for the following purposes:

For the Fiscal Year Ending June 30, 1923.

Salaries and expenses	$7,500.00

For the Fiscal Year Ending June 30, 1924.

Salaries and expenses	$7,500.00

PAPER FOR PUBLIC PRINTING

For the Fiscal Year Ending June 30, 1920.

Expended for all purposes	$148,976.00

For the Fiscal Year Ending June 30, 1921.

Received from the Commonwealth by budget appropriation	$80,000.00	
Expenditure	65,928.90	
Balance on hand		$14,071.10

The request for this department for the fiscal year ending June 30, 1923, is as follows $55,000.00

The request for this department for the fiscal year ending June 30, 1924, is as follows $55,000.00

We recommend that you appropriate the following sums for the following purposes:

For the fiscal year ending June 30, 1923	$55,000.00
For the fiscal year ending June 30, 1924	55,000.00

CLERK COURT OF APPEALS

For the Fiscal Year Ending June 30, 1920.

During the fiscal year ending June 30, 1920, the office of the Clerk of the Court of Appeals was a fee office, all expenses being paid out of fees received, the surplus being converted into the Treasury, and no report made.

For the Fiscal Year Ending June 30, 1921.

Received from the Commonwealth by budget appropriation		$4,000.00
Allowance for salaries, supplies, etc., by the Court of Appeals		11,830.00
Total		$15,830.00
To expenditures as follows:		
Salaries	$12,845.28	
Printing, postage, supplies, etc	1,539.62	
Total		$14,384.90
Balance on hand		$1,445.10

The request for this department for the fiscal year ending June 30, 1923, is as follows:

Salaries, printing, postage and supplies $15,075.00

The request for this department for the fiscal year ending June 30, 1924, is as follows:

Salaries, printing, postage and supplies $15,075.00

We recommend that you appropriate the following sums for the following purposes:

For the Fiscal Year Ending June 30, 1923.

Salaries, printing, postage and supplies $14,500.00

For the Fiscal Year Ending June 30, 1924.

Salaries, printing, postage and supplies $14,500.00

DEPARTMENT OF EDUCATION

For the Fiscal Year Ending June 30, 1920.

Received from the Commonwealth by appropriation	$19,000.00
Expenditures for all purposes	19,000.00
Balance on hand	$0.00

For the Fiscal Year Ending June 30, 1921.

Received from the Commonwealth by budget appropriation	19,000.00
Balance on hand	$0.00

The request for this department for the fiscal year ending June 30, 1923, is as follows:

Salaries, traveling expenses, clerical hire, printing, stationery and office of Superintendent of Public Instruction $50,000.00

NOTE—To be paid out of ad valorem tax now allowed by law.

The request for this department for the fiscal year ending June 30, 1924, is as follows:

Salaries, traveling expenses, clerical hire, printing, stationery and office of Superintendent of Public Instruction $50,000.00

NOTE—To be paid out of ad valorem tax now allowed by law.

We recommend that you appropriate the following sums for the following purposes:

For the Fiscal Year Ending June 30, 1923.

Salaries, traveling expenses, clerical hire, printing, stationery and office of Superintendent of Public Instruction $45,000.00

For the Fiscal Year Ending June 30, 1924.

Salaries, traveling expenses, clerical hire, printing, stationery and office of Superintendent of Public Instruction $45,000.00

We recommended that you pass Section 50 of the appropriation bill for the fiscal year ending June 30, 1923, and Section 50 of the appropriation bill for the fiscal year ending June 30, 1924, for the reason that it is impossible for us to cover these items by specific appropriation because the items contained therein cannot be estimated for any fiscal year.

These sections contain the appropriations for the cost of suits; conveyance of lunatics to the asylums; commissions on fines and forfeitures; compensation for county tax commissioners; cost of criminal prosecutions; amounts due the various clerks of the Commonwealth for their services; cost of distribution of public books; appropriation for the Frankfort Cemetery; yearly allowances made to idiots; interest on outstanding warrants; per diem compensation of the jury commissioners of the various counties of the Commonwealth; the per centum of Jefferson County fees refunded to the officers of Jefferson County; law library for the Commonwealth; all moneys refunded; cost of public books, including record books; compensation for the various county boards of supervisors; any and all rewards; any and all exonerations allowed to the sheriffs of the various counties; amounts authorized to be paid to the trustees of the jury fund of the various counties of the Commonwealth; cost of operation of the Legislative Department of the State government; judicial department of the State government; common school system and salaries of the Commonwealth's attorneys.

Respectfully submitted,

BUDGET APPROPRIATION COMMISSION.

EDWIN P. MORROW,
Governor of Kentucky.

JNO. J. CRAIG,
Auditor of Public Accounts.

RAINEY T. WELLS,
Chairman State Tax Commission.

Said message of the Governor was read at length and with all the papers and documents referred to in said message was referred to the Committee on Appropriations.

The Committees to which same had been referred reported bills of the following titles, viz:

By Mr. Beckmann of the Committee on Municipalities.

H. B. 67. An Act to amend Section 3037d of the Kentucky Statutes.

By Mr. Oney of the Committee on Waterways and Ferries.

H. B. 120. An Act relating to ferries, amending and re-enacting Sections 1800, 1802, 1813, of Chapter 49, Carroll's Kentucky Statutes, 1915.

By Mr. Adams of the Committee on Criminal Law.

H. B. 64. An Act relating to the parole of prisoners.

By same.

H. B. 40. An Act to regulate motor vehicles.

By Mr. Strange of the Committee on Public Roads and Highways.

H. B. 69. An Act to regulate pipe lines transporting oil or petroleum, place them under the supervision and control of the Railroad Commission, and protect the oil deposits under land contiguous to territory from which oil is being produced or removed.

By same.

H. B. 21. An Act authorizing the Fiscal Court in each County having therein a City of Second Class to adopt, provide for, and maintain a system of general indexing of the records of all of the real estate in said Counties.

Which were severally read the first time at length and ordered to be placed on the Calendar.

By Mr. Adams of the Committee on Criminal Law.

H. B. 116. An Act to provide for the payment of the costs for the defendant in all criminal prosecutions.

By same.

H. B. 156. An Act to amend Section 4, Chapter 81 of the Acts of 1920, which became a law March 23, 1920.

By same.

H. B. 27. An Act repealing Section 2 of Chapter 168 of the Acts of 1918 and re-enacting the same.

By same.

H. B. 72. An Act defining automobile banditry and prescribing the punishment therefor.

By same.

H. B. 106. An Act relating to crimes and punishments.

By Mr. Strange of the Committee on Public Roads and Highways.

H. B. 26. An Act for the improvement of public highways of this Commonwealth relating to the duties of abutting landowners or those in control of same in maintaining and

keeping open the ditches and drains alongside said highways and providing for the proper encroachment thereof.

Said last named bills were reported by said Committee with the expression of opinion that said bills ought not to pass.

The question being taken on ordering said bills to a reading, the reports of the Committees to the contrary notwithstanding, it was decided in the negative.

And so said bills were rejected.

A message was received from the Senate announcing that they had passed bills of the following titles, viz:

1. S. B. 5. An Act relating to motor vehicles.

2. S. B. 6. An Act relating to unlawful carnal knowledge of an idiot, lunatic, imbecile, feeble-minded person or persons of any other unsoundness of mind and prescribing and fixing penalties for violation thereof.

3. S. B. 7. An Act relating to unlawful carnal knowledge of children under the age of eighteen years, including both sexes, and prescribing and fixing penalties for violations thereof, and amending and re-enacting Section 1155 Kentucky Statutes, Carroll 1915.

4. S. B. 29. An Act relating to Banks and Banking, being an Act to amend Section 583 of Chapter 32, Sub-division of Article 2, of the Acts of April 5, 1893, Kentucky Statutes, Carroll's 1915 Edition as amended March 26, 1918, entitled "Indebtedness of persons to highest amount permitted—certain bills of exchange not included."

5. S. B. 50. An Act amending that part of Section 965, Kentucky Statutes, relating to the time for holding Courts in the 28th Judicial District.

6. S. B. 57. An Act repealing Section 807, Kentucky Statutes, Carroll's 1915 Edition, and re-enacting the same.

Ordered that said bills be printed and referred,

1. To Committee on Public Roads and Highways.

2. To Committee on Criminal Law.

3. To Committee on Criminal Law.

4. To Committee on Banks and Banking.

5. To Committee on Circuit Courts.

6. To Committee on Railroads.

Upon a call of the Counties and Legislative Districts the following bills were introduced, ordered printed and referred as follows, viz:

By Mrs. Flannery.

H. B. 224. An Act relating to Pensions for indigent or disabled Confederate Soldiers, amending Section one of Chapter 121, Acts General Assembly session, 23 of Chapter 35, Acts of General Assembly of 1914, both acts relating to the same subject.

To Committee on Confederate Home.

By Mr. H. Q. Thompson.

H. B. 225. An Act making it unlawful for any one to suffer or permit their chickens or other fowls to run at large after due notice.

To Committee on Agriculture.

By Mr. Fultz.

H. B. 226. An Act to amend Chapter 17 of the Acts of 1920 approved March 16, 1920, relating to roads and bridges creating the Department of State Roads and Highways.

To Committee on Public Roads and Highways.

By Mr. Ira Smith.

H. B. 227. An Act relating to County Treasurers, fixing their compensation, and amending and re-enacting Section 934, Chapter 34, of Carroll's Kentucky Statutes, 1915 Edition.

To Committee on Kentucky Statutes.

By Mr. L. P. Lewis.

H. B. 228. An Act to create a Commission to be known as "The Kentucky Child Welfare Commission" and to prescribe its duties and functions.

To Committee on Juvenile Courts and Children's Homes.

By same.

H. B. 229. An Act relating to and amending the charters of cities of the first class and referring in this title to Sections of the Kentucky Statutes, Carroll's Edition, 1915, and volume 111, 1918 supplement thereof, and Acts of the General Assembly amendatory to said Statutes, and providing that the short title of this Act shall be "City Government Committee Bill—Cities of the First Class."

To Committee on Municipalities.

By Mr. D. I. Scott.

H. B. 230. An Act to create an efficiency and economy commission, prescribing its duties, and fixing for the payment of the expenses thereof.

To Committee on Retrenchment and Reform.

By Mr. Amos.

H. B. 231. An Act to require persons, firms, corporations or railroad companies operating railroads in this State, and owning, maintaining and operating car shops, repair shops and repair yards where railroad cars are manufactured or repaired, to provide suitable sheds or shelters for the protection of workmen, and providing penalty for failure to provide such sheds or shelters for said purpose.

To Committee on Railroads.

By Mr. Park.

H. B. 232. An Act conferring additional powers upon the Legislative body or Governing authority of Cities of the Fourth Class.

To Committee on Cities of the Fourth Class.

By Mr. Bickett.

H. B. 233. An Act to amend and re-enact Section 1358 of Chapter 36 of Carroll's Kentucky Statutes, being Chapter 134 of the Act of March 29, 1918.

To Committee on Criminal Law.

By Mr. Dorsey.

H. B. 234. An Act relating to public roads, highways and streets.

To Committee on Public Roads and Highways.

By Mr. Hopkins.

H. B. 235. An Act to amend and re-enact Section 1309, Kentucky Statutes, Carroll's Edition, 1915.

To Committee on Criminal Law.

By Mr. Waggoner.

H. B. 236. An Act making it lawful for anyone in this Commonwealth to catch or attempt to catch fish between March 1 and May 30, in each year by use of a dip net with a mesh of not less than one inch, and with a gig or spear and repealing all laws or parts of laws in conflict herewith.

To Committee on Fish and Game.

By Mr. Boling.

H. B. 237. An Act to amend Sections 7-10, 11-12 and 14 of Chapter 36 of Acts of General Assembly of Kentucky passed at the regular Session 1920 and recorded in the 1920 Acts on page 148.

To Committee on Education No. 1.

By Mr. Gossett.

H. B. 238. An Act to amend an Act of the General Assembly approved March 16, 1920, and known as Chapter 17 of the bound volume of the Acts of 1920, which Act among other things establishes and designates a primary system of State Highways and provides for their construction and maintenance.

To Committee on Public Roads and Highways.

By Mr. Drury.

H. B. 239. An Act to amend Section 93 of Civil Code.

To Committee on Codes of Practice.

The House took up for consideration from the Calendar Bills of the following title, viz:

H. B. 16. An Act to amend the Act of the General Assembly of 1910, creating the Bureau of Vital Statistics, being paragraph 6062a, Chapter 63, Carroll's Kentucky Statutes, and to provide for the publication of index lists of births and deaths registered in the Bureau of Vital Statistics.

H. B. 96. An Act to authorize the valuation of bonds and other securities held by life insurance companies, assessment life associations and fraternal benefit associations, by the amortization method.

H. B. 18. An Act defining the civil liability of persons, firms, corporations owning or operating motor vehicles in this Commonwealth for damages caused by the negligence of their agents or servants or of persons entrusted by the owner or operator of such motor vehicle or by his, her or its authority with the use of possession thereof.

H. B. 42. An Act to amend Section 965 of the Kentucky Statutes relating to the time of holding Court in the 28th Judicial District.

Ordered that said bills be read the second time.

The Constitutional Provision as to the second reading of said Bills at length being dispensed with, they were read the second time by their title.

Ordered that said bills be placed in the Orders of the Day.

The House took up for consideration from the Orders of the Day a bill entitled:

H. B. 51. An Act to amend Section 244 of the Criminal Code of Practice, Sixth Edition of 1919 edited by Hon. John D. Carroll, relating to separation of juries made up of both sexes on the trial of felonies and misdemeanors and providing for officers in charge to be of like sex.

Said Bill is as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That section two hundred and forty-four (244) of the Criminal Code of Practice, Sixth Edition (1919) one thousand nine hundred and nineteen, edited by Hon. John D. Carroll, be amended by inserting in said section the following words, viz.:

After the word accepted in the third line thereof, the words, "If all of same sex," and after the word officers and the period in the fourth line of said section the words, "But if the jury consists of both male and female, then the sexes of such jury may be permitted to separate during the trial, and when necessary after final submission of the case, each sex being kept together in charge of an officer of like sex, as if two separate juries." So that said section when so amended shall read as follows:

Section 244. Cases in which jury must be kept together. On the trial of offenses which are or may be punished capitally the jurors after they are accepted, if all of same sex, shall not be permitted to separate, but shall be kept together, in charge of the proper officers. But if the jury consists of both male and female, then the sexes of such jury may be permitted to separate during the trial and when necessary after

final submission of the case, each sex being kept together in charge of an officer of like sex, as if two separate juries. On the trial of other felonies the jurors before the case is submitted to them, may be permitted to separate, in the discretion of the court, but after the case is submitted they shall be kept together in charge of officers. On the trial of misdemeanors the jurors may be permitted to separate, or the court may order them to be kept together.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with.

Said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the constitution were as follows, viz:

Those who voted in the affirmative were—

Samuel W. Adams	H. C. Duffy	Martin Light
R. M. Amos	W. D. Duncan	Rufus Lisle
B. C. Beckmann	George W. Ellis	Harry J. Meyers
J. E. Bickett	Mrs. M. E. Flannery	Harry B. Miller
W. M. Boling	Emery L. Frazier	Claude D. Minor
J. F. Bosworth	Dr. H. M. Fultz	R. C. Moore
Thos. Bowman	Bryant Green	S. H. Moore
Berl Boyd	Ed. A. Gullion	Ed. P. Murrah
John E. Brown	J. Edgar Hadden	C. D. McCaw
Sam A. Cary	Oscar P. Harvey	W. T. McGuire
Chas. Chandler	H. C. Hawkins	R. D. McMurtry
Lee Clark	N. T. Hopkins	E. E. Nelson
E. B. Cross	Ira Jones	Chas. A. Nelson
J. C. Day	Wright Kelly	Geo. W. Newman
O. A. Denton	H. R. Lawrence	C. C. Oney
G. Givens Dixon	Oscar Leibson	James Park
A. W. Dorsey	Leon P. Lewis	Brodie Payne

H. Walter Pierce	Ira D. Smith	John L. Trumbo
S. R. Powell	R. F. Stewart	Fred C. Vanhoose
Arch M. Quarles	Frank L. Strange	Oscar Vest
R. I. Rice	H. V. Thompson	Geo. C. Waggoner
J. L. Richardson	Geo. F. Thompson	W. T. Walker
Arthur Saunders	H. Q. Thompson	W. S. Wallen
David I. Scott	D. D. Thornberry	W. D. Watkins
Lee L. Simons	John M. Tinsley	W. G. Wheeler
Reuben E. Skaggs	Garnett W. Tolin	J. B. Wicker
George W. Smith	Chas. B. Truesdell	T. C. Willis

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Those who voted in the negative were—

G. Lucien Drury	Thos. O. Holder	N. I. Toombs
W. L. Gossett	B. A. Muster	

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Resolved that the title thereof be as aforesaid—

Mr. Adams moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

The House took up for consideration from the Orders of the Day a bill entitled:

H. B. 17. An Act for the benefit of the American Printing House for the Blind.

Said bill is as follows, viz:

An Act for the benefit of the American Printing House for the Blind, and making an appropriation for it.

Whereas the American Printing House for the Blind is a Kentucky corporation, originally chartered in 1858 to promote

the education, happiness and welfare of the blind, by putting reading matter within their reach; and

Whereas in past years it has acquired a lot of land in Louisville upon which it has erected and equipped a printing house which has long been in active operation, printing and distributing reading matter for the blind; and

Whereas, with the increase in the number of blind and improvements in modern methods it is necessary to increase the plant of the printing house including extensions and changes of and in its buildings, but it has no funds, and no means of raising funds, for this purpose; and

Whereas the government of the United States, in recognition of the great service rendered by the printing house to the blind, makes a large annual appropriation for its benefit, but expressly provides that no part of those funds shall be expended in the erection or leasing of buildings; and

Whereas, the State of Kentucky has never been asked to make and has never made, any annual appropriation for the benefit of said printing house.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. There is hereby appropriated for the benefit of the American Printing House for the Blind, located in the city of Louisville, Kentucky, the sum of twenty-five thousand ($25,000.00) dollars to be used in adding to or changing its buildings and appliances on its property in Louisville, Kentucky, which sum shall be paid one-half thereof during the year 1922 out of the revenues of that year, and the other one-half in the year 1923 out of the revenues of that year.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with.

Said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the constitution were as follows, viz:

Those who voted in the affirmative were—

R. M. Amos	Frank J. Humbert	H. Walter Pierce
B. C. Beckmann	J. T. Jennings	S. R. Powell
J. E. Bickett	Lester Jeter	Arch M. Quarles
J. F. Bosworth	Ira Jones	R. I. Rice
Thos. Bowman	James H. Johnson	J. L. Richardson
John E. Brown	H. R. Lawrence	David I. Scott
W. R. Button	Oscar Leibson	Lee L. Simons
Chas. Chandler	Leon P. Lewis	George W. Smith
O. A. Denton	Martin Light	Ira D. Smith
G. Givens Dixon	Rufus Lisle	R. F. Stewart
A. W. Dorsey	Harry J. Meyers	Frank L. Strange
G. Lucien Drury	Harry B. Miller	Geo. F. Thompson
H. C. Duffy	Claude D. Minor	John M. Tinsley
W. D. Duncan	R. C. Moore	Garnett W. Tolin
George W. Ellis	S. H. Moore	N. I. Toombs
Mrs. M. E. Flannery	Ed. P. Murrah	Chas. B. Truesdell
Emery L. Frazier	B. A. Muster	John L. Trumbo
Dr. H. M. Fultz	C. D. McCaw	Fred C. Vanhoose
W. L. Gossett	W. T. McGuire	Oscar Vest
Ed. A. Gullion	R. D. McMurtry	Geo. C. Waggoner
J. Edgar Hadden	E. E. Nelson	W. T. Walker
Arch L. Hamilton	Chas. A. Nelson	W. S. Wallen
Oscar P. Harvey	Geo. W. Newman	W. D. Watkins
H. C. Hawkins	D. A. O'Donovan	W. G. Wheeler
N. T. Hopkins	C. C. Oney	J. B. Wicker
David J. Howard	Brodie Payne	T. C. Willis

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Those who voted in the negative were—

W. M. Boling	J. C. Day	James Park
Berl Boyd	Bryant Green	Arthur Saunders
Lee Clark	Thos. O. Holder	H. Q. Thompson
E. B. Cross	Wright Kelly	S. G. Thornberry

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Resolved that the title thereof be as aforesaid—

Mr. Lewis moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

The House took up for consideration from the Orders of the Day a bill entitled:

H. B. 56. An Act to amend and re-enact Sub-section 14 of Article 16c of Chapter 113, Kentucky Statutes, Carroll's Edition, 1915.

Mr. Ira D. Smith moved that said bill be recommitted to the Committee on Education No. 2.

Said motion was agreed to.

The House took up for consideration from the Orders of the Day, a bill entitled:

H. B. 53. An Act to provide relief for the needy blind in the Counties.

Mr. Truesdell offered the following amendment, viz:

Amend H. B. 53 by striking Section 5 of said Bill.

Mr. Richardson offered the following amendment, viz:

Strike out Section 5 and insert in lieu thereof the following:

"This Act shall become effective from and after its passage and approval."

Mr. Minor moved that said bill be recommitted to the Committee on Appropriations with leave to report at any time.

Said motion was agreed to.

The House took up for consideration from the Orders of the Day a bill entitled:

"H. B. 55. An Act to amend, enlarge the powers, and re-enact section 553-A of the Kentucky Statutes, (Act of March 20, 1900) relating to bridges heretofore or hereafter constructed over navigable streams and rivers wholly within the boundary of the State of Kentucky."

Mr. Meyers moved that said bill be recommitted to the Committee on Public Bridges with leave to report at any time.

Said motion was agreed to.

Mr. Meyers moved that this House do now adjourn.

Said motion was agreed to.

And then the House adjourned.

WEDNESDAY, JANUARY 25, 1922.

The House was opened with prayer by the Rev. Chesterfield Turner of the First Baptist Church of Frankfort.

The roll was called and the following Members answered to their names as follows, viz:

Samuel W. Adams	J. E. Bickett	Thos. Bowman
R. M. Amos	W. M. Boling	Berl Boyd
B. C. Beckmann	J. F. Bosworth	W. R. Button

Sam A. Cary	James H. Johnson	Arthur Saunders
Chas. Chandler	Wright Kelly	David I. Scott
Lee Clark	H. R. Lawrence	Lee L. Simons
E. B. Cross	Oscar Leibson	George W. Smith
J. C. Day	Leon P. Lewis	Ira D. Smith
O. A. Denton	Martin Light	R. F. Stewart
A. W. Dorsey	Rufus Lisle	Frank L. Strange
G. Lucien Drury	Harry J. Meyers	H. V. Thompson
H. C. Duffy	Harry B. Miller	Geo. F. Thompson
W. D. Duncan	Claude D. Minor	H. Q. Thompson
George W. Ellis	R. C. Moore	Jas. H. Thompson
Mrs. M. E. Flannery	S. H. Moore	S. G. Thornberry
Emery L. Frazier	Ed. P. Murrah	D. D. Thornberry
Dr. H. M. Fultz	B. A. Muster	John M. Tinsley
W. L. Gossett	C. D. McCaw	Garnett W. Tolin
Bryant Green	W. T. McGuire	N. I. Toombs
Ed. A. Gullion	R. D. McMurtry	Chas. B. Truesdell
Arch L. Hamilton	E. E. Nelson	John L. Trumbo
Oscar P. Harvey	Chas. A. Nelson	Fred C. Vanhoose
H. C. Hawkins	Geo. W. Newman	Oscar Vest
Thos. O. Holder	D. A. O'Donovan	Geo. C. Waggoner
N. T. Hopkins	C. C. Oney	W. T. Walker
David J. Howard	Brodie Payne	W. S. Wallen
Frank J. Humbert	H. Walter Pierce	W. D. Watkins
J. T. Jennings	S. R. Powell	W. G. Wheeler
Lester Jeter	Arch M. Quarles	J. B. Wicker
Ira Jones	R. I. Rice	T. C. Willis

The reading of the Journal of yesterday's proceedings was dispensed with.

Mr. Bosworth offered the following resolution, viz:

Whereas, the members of the House of Representatives are in receipt of copies of "Who's Who in the General Assembly," which was compiled by Mr. William S. Kaltenbacher of the Louisville Times; and

Whereas, the little booklet has been of great service and convenience to the members of the House of Representatives, by reasons of the biographical data and the sketches of the

members of the General Assembly and other state and national officers; and

Whereas, the booklet was published by the Courier-Journal and the Louisville Times for the convenience of the members of the General Assembly; therefore,

"Be it resolved by the House of Representatives of the Commonwealth of Kentucky:"

"That the House of Representatives express its deep appreciation of the services rendered by said persons in distributing said booklet free of cost to the members of the General Assembly and that the Chief Clerk of the House of Representatives is hereby requested to write the owner and publisher of the Courier-Journal and the Louisville Times and Mr. William S. Kaltenbacher, expressing the sentiments of the House of Representatives, and also include copy of this resolution with said communication.

Said resolution was agreed to.

Mr. Adams moved that H. B.s 180 and 181, which had heretofore been referred to the Committee on Cities of the Second and Third Class, be now referred to the Committee on County and City Courts.

Said motion was agreed to.

The Committees to which the same had been referred reported bills of the following title, viz:

By Mr. Beckmann of the Committee on Municipalities.

H. B. 130. An Act to repeal an Act concerning dwelling houses of Cities of the First Class.

By Mr. Gossett of the Committee on Public Health.

H. B. 48. An Act to amend and re-enact Section 2627 of the Kentucky Statutes compiled by the Hon. John D. Carroll.

By Mr. Vest of the Committee on Railroads.

H. B. 126. An Act to repeal Chapter 1 of the Acts of the General Assembly of 1916, now Sections 201c-1, 201c-2, 201c-3, 201c-4, 201c-5, 201c-6, 201c-7, 201c-8, 201c-9, 201c-10, 201c-11, 201c-12, 201c-13, Carroll's 1918 Edition, Kentucky Statutes, entitled "An Act to make it unlawful for any common carrier of passengers in this State to issue or give, and for any person to accept or use, or attempt to use, except as provided in this Act, any free pass or transportation; and requiring such carriers to file in the office of the Attorney General certified reports of free passes or free transportation issued, and prescribing penalties for violations of its provisions."

By Mr. Boling of the Committee on Education No. 1.

H. B. 62. An Act repealing the whole of Chapter 43 of the Acts of 1920, approved March 22, 1920, also repealing Sections 4526c-1, 4526c-2, 4526c-3, 4526c-4, 4526c-5, 4526c-6 of the Kentucky Statutes, Carroll's Edition of 1918, same being parts of the common school laws and relating to compulsory attendance of children, and enacting in lieu thereof an Act relating to the compulsory attendance of children in the public schools.

By Mr. Howard of the Committee on County and City Courts.

H. B. 74. An Act to repeal and re-enact Section 1072 of Carroll's 1915 Edition of the Kentucky Statutes, relating to the salary of County Judges.

By Mr. Adams of the Committee on Criminal Law.

H. B. 13. An Act relating to unlawful carnal knowledge of children under the age of eighteen years including both sexes and prescribing and fixing penalties for violations thereof and amending and re-enacting Section 1155, Kentucky Statutes, Carroll, 1915.

With an Amendment thereto.

By Mr. Strange of the Committee on Public Roads and Highways.

H. B. 139. An Act placing McCreary County in the Second Railroad Commissioner's District.

By Mr. Boling of the Committee on Education No. 1.

S. B. 47. An Act to amend an Act entitled:

"An Act to amend an Act approved March 21, 1906, entitled: An Act to establish a system of State Normal Schools in Kentucky; to create a Board of Regents for the general management thereof; to create a Normal Executive Council, which shall determine the requirements for admission and graduation and the courses of study for said schools; to create a Commission which shall determine the location of said schools; and to appropriate funds for their maintenance, approved March 24, 1908, it being chapter 110 of the Acts of the General Assembly of 1916; and providing a further course of study and empowering the Boards of Regents to grant appropriate degrees upon the completion of the same, with the approval of the State Superintendent of Public Instruction.

By Mr. Minor of the Committee on Rules.

S. Res. 10. Joint Resolution appointing Senators and three Representatives for the purpose of investigating certain Departments of the State.

By Mr. Wallin of the Committee on Mines and Mining.

H. B. 20. An Act fixing the places for holding the examinations for mine foremen, fire bosses, and assistant mine inspectors.

By same.

H. B. 39. An Act creating a State Board of Mine Examiners, to examine coal miners, touching their qualifications as miners and mine laborers; prescribing the qualifications and duties of said board; fixing the time and place of holding examinations; prescribing the general form and nature of such examinations; providing for the payment of the salaries and legitimate expenses of the members of said Board and appropriating the sum of $10,000.00 per annum for the purpose of paying the salaries and expenses of the members of said Board of mine examiners.

With an Amendment thereto.

By way of Substitute therefor.

Said bills were severally read the first time at length and ordered to be placed on the Calendar.

By Mr. Lawrence of the Committee on Judiciary.

H. B. 179. An Act to prohibit corporation from practicing law.

By same.

H. B. 165. An Act relating to increase in pay for jury service.

By Mr. C. A. Nelson of the Committee on Appropriation.

H. B. 152. An Act to authorize authorities of Cities of First, Second, Third and Fourth Class to appropriate money to veteran war organizations for the proper observance of Memorial Day.

By Mr. Boling of the Committee on Education No. 1.

H. B. 61. An Act repealing Sections 8 and 9 of Chapter 39 of the Acts of 1920, said Sections being part of the Act of the common school laws relating to the qualifications of applicants for teachers, certificates, also the qualifications of the County Board of Examiners and repealing Section 3. Chapter 42, of the Acts of 1920, same being part of the common school relating to the employment of supervisors and special teachers of physical education and each of said Sections being part of 2 Acts approved on March 22, 1920.

By Mr. Strange of the Committee on Public Roads and Highways.

H. B. 151. An Act amending sub-section "1" of Section 2 of Chapter 90 of the Acts of 1920, being an Act relating to vehicles; regulating their use and operation upon the public highways of the Commonwealth; providing for the registration and licensing of motor vehicles; fixing the amount of the license and manner of payment thereof; providing for registration and licensing of operators of motor vehicles and the amount of such license; providing a method of registration of motor vehicles; preventing illegal traffic in motor vehicles; providing penalty for the violation of this Act, and repealing any and all conflicting laws.

Said last named bills were reported by the said Committees with the expression of opinion that said bills ought not to pass.

The question being taken on ordering said bills to a reading the report of the Committees to the contrary notwithstanding, it was decided in the negative.

And so said Bills were rejected.

A message was received from the Senate announcing that they had passed bills of the following titles, viz:

1. S. B. 19. An Act authorizing the Court of Appeals to appoint an additional Commissioner of the Court of Appeals and providing clerical assistance for him.

2. S. B. 31. An Act authorizing the Fiscal Court in each County having therein a city of the Second Class to adopt, provide for and maintain a system of general indexing of the records of all the real estate in said Counties.

Which were ordered printed and referred:

1. To the Committee on Appropriations.

2. To the Committee on Cities of Second Class.

That they had concurred in a resolution entitled:

H. Res. 10. Concurrent Resolution calling for printing of Governor's Message of January 16, 1922.

In pursuance to a resolution heretofore adopted in this House the Speaker announced the following as constituting a Committee to receive Sergeant Woodfill, viz:

Messrs. Truesdell, Frazier and Ira Smith.

Upon a call of Counties and Legislative Districts, the following bills were introduced, ordered printed and referred as follows, viz:

By Mr. Huntsman.

H. B. 241. An Act pertaining to the conservation and protection of mussels in the Kentucky waters.

To Committee on Fish and Game.

By Mr. Martin Light.

H. B. 242. An Act providing for the adoption of a commission form of government for cities of the fifth and sixth classes, and providing a method by which the judicial functions of such cities may be vested in the Quarterly Court and the police functions in the peace officers of the County.

To Committee on Cities of Sixth Class.

By Mr. Miller.

H. B. 243. An Act amending and re-enacting section 25 of an Act entitled, "An Act creating Boards of Education for Cities of the Second Class, providing for the election thereof, defining their powers and duties, and repealing all laws in conflict therewith," approved March 19, 1912, and is now Section 3235a-25, Carroll's Kentucky Statutes.

To Committee on Cities of Second Class.

By Mr. Hamilton.

H. B. 244. An Act to amend Section 145 of the Constitution.

To Committee on Constitutional Amendments.

By Mr. Quarles.

H. B. 245. An Act to amend and to re-enact Section 4364 of the Kentucky Statutes, Carroll's Edition, 1918, relating to a common school and fixing the length of term.

To Committee on Education No. 1.

By Mr. Gullion.

H. B. 246. An Act to amend Section 145 of the Constitution so as to make all persons who cannot read and write and speak the English language ineligible to vote or hold office after February 16, 1938.

By Mr. Simons.

H. B. 247. An Act to amend an Act entitled: "An Act to amend the school laws and to create Boards of Education and to define their duties in Cities of the First Class," approved March 4, 1910, being Section 2978a of Carroll's Kentucky Statutes, 1915 Edition.

To Committee on Education No. 1.

By Mr. L. P. Lewis.

H. B. 248. An Act to amend an Act entitled: "An Act for the government of cities of the first class," approved July 1, 1893, so as to enlarge the powers of cities of the first class and to provide for the elimination of grade-crossings of the public streets of such cities at grade over the tracks of steam or electric railroads, giving the Board of Public Works power to order and contract for the elimination of such crossings and power to provide for the character of crossing to be substituted therefor, and to designate the plans, specifications and terms under which said work is to be done; and further to provide for the method of apportioning the cost of such grade eliminations as between such cities and the rail-

road companies and city railway and interurban railway companies affected thereby.

To Committee on Municipalities.

By Mr. Day.

H. B. 249. An Act providing for the pensioning of school teachers in the State of Kentucky, who have taught for thirty-five years in the State, and providing a penalty for any such teacher obtaining a pension through fraudulent methods.

By Mr. A. W. Dorsey.

H. B. 250. An Act conferring additional powers upon the Legislative body or governing authority of Cities of the Fourth Class.

To Committee on Cities of Fourth Class.

By Mr. Duffy.

H. B. 251. An Act to authorize and regulate the practice of Chiropractic, to provide for the licensing and examination of Chiropractors, to create a State Board of Examination and Registration, to provide for the appointment of same, to establish rules and regulations governing said Board, to provide a curriculum, and establish a standard of efficiency, to provide prerequisites and establish a fee for examination, to provide for the disposal of the fund arising from said fee, to regulate the holding of meetings of said Board and issuance of license to practice Chiropractic, to provide a penalty for practicing Chiropractic without a license as provided by this Act, and to repeal all Acts and parts of Acts in conflict herewith.

To Committee on Public Health.

The House took up for consideration from the Calendar bills of the following titles, viz:

H. B. 67. An Act to amend Section 3037d of the Kentucky Statutes.

H. B. 120. An Act relating to ferries, amending and re-enacting Sections 1800, 1802, 1813, of Chapter 49, Carroll's Kentucky Statutes, 1915.

H. B. 64. An Act relating to the parole of prisoners.

H. B. 40. An Act to regulate motor vehicles.

H. B. 69. An Act to regulate pipe lines transporting oil or petroleum, place them under the supervision and control of the Railroad Commission, and protect the oil deposits under land contiguous to territory from which oil is being produced or removed.

H. B. 21. An Act authorizing the Fiscal Court in each County having therein a City of Second Class to adopt, provide for, and maintain a system of general indexing of the records of all of the real estate in said Counties.

Ordered that said bills be read the second time.

The Constitutional Provision as to the second reading of the said bills at length being dispensed with they were read the second time by their title.

Ordered that said bills be placed in the Orders of the Day.

The House took up for consideration from the Orders of the Day a bill entitled:

H. B. 16. An Act to amend the Act of the General Assembly of 1910, creating the Bureau of Vital Statistics, being paragraph 6062a, Chapter 63, Carroll's Kentucky Statutes, and to provide for the publication of index lists of births and deaths registered in the Bureau of Vital Statistics.

Mr. Drury moved that said bill be recommitted to the Committee on Public Health with leave to report at any time.

Said motion was agreed to.

The House took up for consideration from the Orders of the Day a bill entitled:

H. B. 96. An Act to authorize the valuation of bonds and other securities held by Life Insurance Companies, Assessment Life Associations and Fraternal Benefit Associations by the amortization method.

Said bill is as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

"All bonds or other evidences of debt having a fixed term and rate held by any life insurance company, assessment life association or fraternal beneficiary association authorized to do business in this State may, if amply secured and not in default as to principal and interest, be valued as follows: If purchased at par, at the par value; if purchased above or below par, on the basis of the purchase price adjusted so as to bring the value to par at maturity and so as to yield in the meantime the effective rate of interest at which the purchase was made; provided that the purchase price shall in no case be taken at a higher figure than the actual market value at the time of purchase; and provided, further, that the Commissioner of Insurance shall have full discretion in deter-

mining the method of calculating values according to the foregoing rule."

Ordered that said bill be read the third time.

The Constitutional Provision as to the third reading of the said bill being dispensed with it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz:

Those who voted in the affirmative were—

Samuel W. Adams	R. O. Huntsman	Arch M. Quarles
B. C. Beckmann	J. T. Jennings	R. I. Rice
J. E. Bickett	Lester Jeter	Arthur Saunders
W. M. Boling	Ira Jones	Lee L. Simons
J. F. Bosworth	H. R. Lawrence	George W. Smith
Berl Boyd	Leon P. Lewis	Ira D. Smith
John E. Brown	Martin Light	R. F. Stewart
W. R. Button	Rufus Lisle	Frank L. Strange
Sam A. Cary	Harry J. Meyers	H. V. Thompson
Chas. Chandler	Harry B. Miller	Geo. F. Thompson
Lee Clark	Claude D. Minor	H. Q. Thompson
O. A. Denton	R. C. Moore	D. D. Thornberry
A. W. Dorsey	S. H. Moore	John M. Tinsley
G. Lucien Drury	B. A. Muster	Garnett W. Tolin
George W. Ellis	C. D. McCaw	N. I. Toombs
Mrs. M. E. Flannery	W. T. McGuire	Chas. B. Truesdell
Emery L. Frazier	R. D. McMurtry	Fred C. Vanhoose
Dr. H. M. Fultz	Chas. A. Nelson	Oscar Vest
Bryant Green	Geo. W. Newman	W. T. Walker
Ed. A. Gullion	D. A. O'Donovan	W. D. Watkins
J. Edgar Hadden	C. C. Oney	W. G. Wheeler
H. C. Hawkins	James Park	J. B. Wicker
Thos. O. Holder	Brodie Payne	T. C. Willis
N. T. Hopkins	H. Walter Pierce	
David J. Howard	S. R. Powell	—73

Those who voted in the negative were—

Thos. Bowman	W. L. Gossett	Wright Kelly
H. C. Duffy		—4

Resolved that the title thereof be as aforesaid.

Mr. Drury moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

The House took up for consideration from the Orders of the Day a bill entitled:

H. B. 18. An Act defining the civil liability of persons, firms or corporations owning or operating motor vehicles in this Commonwealth for damages caused by the negligence of their agents or servants or of persons entrusted by the owner or operator of such motor vehicle or by his, her or its authority with the use of possession thereof.

Mr. Miller moved that said bill be recommitted to the Committee on Municipalities with leave to report at any time.

Said motion was agreed to.

The House took up for consideration from the Orders of the Day a bill entitled:

H. B. 42. An Act to amend Section 965 of the Kentucky Statutes relating to the time of holding Court in the 28th Judicial District.

Said bill is as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That that part of section number nine hundred and sixty-five, Kentucky Statutes, being part of an act of the General Assembly of the Commonwealth of Kentucky, chapter eight, page twenty-one, relating to the times for holding

court in the 28th Judicial District be, and the same is hereby stricken out and in lieu thereof the following is enacted:

Twenty-eight District—Clinton County at Albany, first Monday in January, and continue twelve juridical days; fourth Monday in April, and continue six juridical days; first Monday in September, and continue twelve juridical days.

Wayne County, at Monticello, third Monday in January, and continue eighteen juridical days; first Monday in May, and continue eighteen juridical days; third Monday in September, and continue twelve juridical days.

Pulaski County, at Somerset, second Monday in February, and continue thirty-six juridical days; fourth Monday in May, and continue twenty-four juridical days; second Monday in October, and continue thirty-six juridical days.

Rockcastle County, at Mt. Vernon, fourth Monday in March, and continue twenty-four juridical days; fourth Monday in June, and continue eighteen juridical days; second Monday in December, and continue twelve juridical days.

Ordered that said bill be read the third time.

The Constitutional provision as to the third reading of the said bill at length being dispensed with, the said bill was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provision of the Constitution were as follows, viz:

Those who voted in the affirmative were—

Samuel W. Adams	W. R. Button	A. W. Dorsey
B. C. Beckmann	Sam A. Cary	G. Lucien Drury
J. E. Bickett	Chas. Chandler	H. C. Duffy
W. M. Boling	Lee Clark	W. D. Duncan
J. F. Bosworth	E. B. Cross	George W. Ellis
Thos. Bowman	J. C. Day	Mrs. M. E. Flannery
Berl Boyd	O. A. Denton	Dr. H. M. Fultz
John E. Brown	G. Givens Dixon	W. L. Gossett

Bryant Green	R. C. Moore	Ira D. Smith
Ed. A. Gullion	S. H. Moore	R. F. Stewart
Arch L. Hamilton	Ed. P. Murrah	Frank L. Strange
Oscar P. Harvey	B. A. Muster	H. V. Thompson
H. C. Hawkins	C. D. McCaw	Geo. F. Thompson
Thos. O. Holder	W. T. McGuire	D. D. Thornberry
N. T. Hopkins	R. D. McMurtry	John M. Tinsley
David J. Howard	E. E. Nelson	Garnett W. Tolin
J. T. Jennings	Chas. A. Nelson	N. I. Toombs
Lester Jeter	Geo. W. Newman	Chas. B. Truesdell
James H. Johnson	C. C. Oney	John L. Trumbo
Wright Kelly	James Park	Fred C. Vanhoose
H. R. Lawrence	Brodie Payne	Geo. C. Waggoner
Oscar Leibson	H. Walter Pierce	W. T. Walker
Leon P. Lewis	S. R. Powell	W. S. Wallen
Martin Light	R. I. Rice	W. D. Watkins
Rufus Lisle	Arthur Saunders	J. B. Wicker
Harry J. Meyers	David I. Scott	T. C. Willis
Claude D. Minor	Lee L. Simons	—80

Resolved that the title thereof be as aforesaid.

Mr. Bosworth moved that the vote by which that bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

Mr. Meyers moved that the House do now adjourn.

Said motion was agreed to.

And then the House adjourned.

THURSDAY, JANUARY 26, 1922.

The House was opened with prayer by the Rev. M. S. Clark of the Methodist Episcopal Church, South, of Frankfort.

The roll was called and the following Members answered to their names, viz:

Samuel W. Adams
R. M. Amos
B. C. Beckmann
J. E. Bickett
W. M. Boling
J. F. Bosworth
Thos. Bowman
Berl Boyd
John E. Brown
W. R. Button
Sam A. Cary
Chas. Chandler
Lee Clark
E. B. Cross
J. C. Day
O. A. Denton
G. Givens Dixon
A. W. Dorsey
G. Lucien Drury
H. C. Duffy
W. D. Duncan
George W. Ellis
Mrs. M. E. Flannery
Emery L. Frazier
Dr. H. M. Fultz
W. L. Gossett
Bryant Green
Ed. A. Gullion
J. Edgar Hadden
Arch L. Hamilton
Oscar P. Harvey
H. C. Hawkins
Thos. O. Holder
N. T. Hopkins
David J. Howard
Frank J. Humbert
R. O. Huntsman
J. T. Jennings
Lester Jeter
Ira Jones
James H. Johnson
Wright Kelly
H. R. Lawrence
Oscar Leibson
Leon P. Lewis
Martin Light
Rufus Lisle
C. C. May
Harry J. Meyers
Harry B. Miller
Claude D. Minor
R. C. Moore
S. H. Moore
Ed. P. Murrah
B. A. Muster
C. D. McCaw
W. T. McGuire
R. D. McMurtry
E. E. Nelson
Chas. A. Nelson
Geo. W. Newman
D. A. O'Donovan
C. C. Oney
James Park
Brodie Payne
H. Walter Pierce
S. R. Powell
Arch M. Quarles
R. I. Rice
Arthur Saunders
David I. Scott
Lee L. Simons
Reuben E. Skaggs
George W. Smith
Ira D. Smith
R. F. Stewart
Frank L. Strange
H. V. Thompson
Geo. F. Thompson
H. Q. Thompson
Jas. H. Thompson
S. G. Thornberry
D. D. Thornberry
John M. Tinsley
Garnett W. Tolin
N. I. Toombs
Chas. B. Truesdell
John L. Trumbo
Fred C. Vanhoose
Oscar Vest
Geo. C. Waggoner
W. T. Walker
W. S. Wallen
W. D. Watkins
W. G. Wheeler
J. B. Wicker
T. C. Willis

The reading of the Journal of yesterday's proceedings was dispensed with.

The Clerk laid before the House the following communications, viz.:

Louisville, Ky., Jan. 20, 1922.

Mr. Charles J. Howes,
Chief Clerk, House of Representatives,
Frankfort, Kentucky.

My Dear Mr. Howes:

Your letter of the 12th inst. with Mr. Minor's resolution has reached me, and I am deeply grateful to you for sending me the original resolution, which I expect to preserve as long as I live. Its passage by the House has afforded me the utmost pleasure and gratification, and I think it was a most kind and generous thing for the House to do. I am really very proud and happy over it.

With kindest regards, I am

Yours very truly,

R. W. BINGHAM.

Jacksonville, Fla., Jan. 23, 1922

House of Representatives, State of Kentucky.

Gentlemen:

We thank you for the expression of appreciation of the loved one who has gone to his reward and of sympathy with us who remain. It was his fortune to be known, admired and loved throughout the country and beyond its limits, but exceptionally soothing and comforting is the expression from the State in which he lived and labored so long.

Sincerely,

MRS. HENRY WATTERSON.

The Committee to which same had been referred reported bills of the following titles, viz:

By Mr. Tolin of the Committee on Codes of Practice.

H. B. 38. An Act to amend sub-section 4 of Section 497, Kentucky Code, relating to money of interest.

By Mr. Toombs of the Committee on Cities of the Fourth Class.

H. B. 194. An Act conferring additional powers upon the Legislative body or Governing Authorities of Cities of the Fourth Class.

By Mr. Waggoner of the Committee on Alcoholic Liquors and Public Morals.

H. B. 66. An Act prohibiting the appearance of persons clothed only in bathing costume upon the public highways of this Commonwealth upon the streets of towns or villages having no public protection.

By Mr. Miller of the Committee on Kentucky Statutes.

H. B. 35. An Act to suppress and prohibit the issuance, distribution, gift, supplying or procurrance of trading stamps by any trading stamp company, persons, firms, corporations or merchants, and to prohibit the redemption of any trading stamps by any trading stamp company, persons, firms, corporation or merchants; and to prohibit the advertisement of the issuance, distribution, gift supplying or procurrance of trading stamps; and to prohibit the acceptance of any trading stamps by any person; and providing penalties for violations of its provisions.

With an Amendment thereto.

By same.

H. B. 121. An Act to amend Sec. 2488 of Kentucky Statutes relating to liens of employees.

With an Amendment thereto.

By same.

H. B. 186. An Act to amend and re-enact Sec. 528, Kentucky Statutes, Carroll's Edition, 1915, relating to the duties of Coroners.

By same.

H. B. 199. An Act to provide for the cost of Fiduciaries Bonds and for charging the payment thereof to the estate in the hands of the Fiduciary.

By same.

H. B. 88. An Act adopting as the law of the Commonwealth of Kentucky the addition of the Kentucky Statutes compiled and edited by John D. Carroll, and issued in the year one thousand nine hundred and fifteen and the Supplement thereto compiled and edited by the Baldwin Law Book Company, and issued in the year one thousand nine hundred and eighteen, and being volume 111 of the Kentucky Statutes.

By same.

H. B. 196. An Act to regulate the brokerage business.

By Mrs. Flannery of the Committee on Confederate Home.

H. B. 224. An Act relating to pensions for indigent or disabled Confederate soldiers amending Sec. 1 of Chapter 121, Acts General Assembly, Session of 1918, and amending

Sec. 23 of Chapter 35, Acts of General Assembly of 1914, both acts relating to the same subject.

By Mr. Wheeler of the Committee on Revenue and Taxation.

H. B. 76. An Act to amend Sec. 4023, Art. 1, Chapter 108, Kentucky Statutes, Vol. 3, Carroll's Edition, 1918, relating to general revenue laws by adding thereto the language hereafter set out.

The Committees to which the same had been referred reported bills of the following titles, with the expression of opinion that same ought not to pass.

By Mr. Tolin of the Committee on Codes of Practice.

H. B. 163. An Act to repeal Sec. 552, Carroll's Kentucky Civil Code, relating to taking testimony in trials in equity cases.

By same.

H. B. 98. An Act to amend Sec. 198, Civil Code of Practice (Carroll's Sixth Edition, 1919) and being under subdivision 2 of Chapter 3 relating to attachment.

By Mr. Toombs of the Committee of the Cities of the Fourth Class.

H. B. 107. An Act to amend and re-enact Sec. 3563 of the Kentucky Statutes relating to the control and improvement of public streets, alleys, sidewalks, roads, lanes, avenues, highways, and thoroughfares in Cities of the Fourth Class.

By Mr. Wheeler of the Committee on Revenue and Taxation.

H. B. 50. An Act to amend and re-enact Sec. 4148, Kentucky Statutes, Carroll's Edition, 1915, and being Sec. No. 25 of Art. 8, Chapter 108, under Revenue and Taxation.

The question being taken on ordering said bills to a reading, the opinions of the Committees to the contrary notwithstanding, it was decided in the negative on all of said bills.

And so said bills were rejected.

Mr. Payne of the Committee on Public Libraries, which originated same, reported bill of the following title, viz:

H. B. 252. An Act to amend Sec. 3 of an Act entitled: "An Act to create the Kentucky Library Commission to define its powers and duties and provide for its eypenses which act was approved March 17, 1910, and to re-enact in lieu thereof the Section as amended.

Which was read at length the first time and ordered to be printed.

Ordered that said Bill be placed on the Calendar.

A message was received from the Senate announcing that they had passed bills of the following titles, viz:

1. S. B. 32. An Act to provide relief for the needy blind of the Counties of the State.

2. S. B. 15. An Act to amend and re-enact Sec. 4143 and 4148 of the Kentucky Statutes, relating to revenue and taxation.

3. S. B. 37. An Act to amend the Act of the General Assembly of 1910, creating the Bureau of Vital Statistics, being paragraph 6062a, Chapter 63, Carroll's Kentucky

Statutes, and to provide for the publication of index lists of births and deaths registered in the Bureau of Vital Statistics.

Ordered that said bills be printed and referred,

1. To Committee on Charitable Institutions.

2. To Committee on Revenue and Taxation.

3. To Committee on Public Health.

Upon a call of the Counties and Legislative Districts, the following bills were introduced, ordered printed and referred as follows, viz:

By Mr. C. A. Nelson.

H. B. 253. An Act to amend an Act of the General Assembly of 1920, being an Act relating to the classification of cities and towns of this Commonwealth, same being Chapter 164, Session Acts 1920.

To Committee on Classification of Cities and Towns.

By Mr. Miller.

H. B. 254. An Act to amend Section 1840 of the Kentucky Statutes, Carroll's 1915 Edition, relating to jurisdiction and powers generally of fiscal courts.

To Committee on Kentucky Statutes.

By Mr. Dixon.

H. B. 255. An Act to amend Chapter 132, 1918, Acts of the Kentucky Legislature, same being an Amendment to Sec-

tion 2514, Kentucky Statutes, Carroll's 1915 Edition, entitled "Actions that must be brought within fifteen years after accrual of right.

To Committee on Kentucky Statutes.

By same.

H. B. 256. An Act empowering cities of the Third Class to condemn land for cemetery purposes.

To Committee on Cities of Second and Third Class.

By Mr. Gullion.

H. B. 257. An Act to regulate the sale of rubber tires of tires composed partly of rubber in combination with other material or materials.

To Committee on Agriculture.

By Mr. Toombs.

H. B. 258. An Act to amend Section 3 of an Act, being Chapter 125 of the Published Acts of the General Assembly of the Commonwealth of Kentucky for the year of 1920.

To Committee on Banks and Banking.

By same.

H. B. 259. An Act to amend Section 4651 of Kentucky Statutes. In reference to stock running at large upon the public highway.

To Committee on Public Roads and Highways.

By Mr. Chandler.

H. B. 260. An Act prohibiting the teaching of evolution in any school or college or institution of learning maintained in whole or in part in this State by funds raised by taxation and providing penalties therefor.

To Committee on Ways and Means.

By Mr. Jeter.

H. B. 261. An Act creating the office of Judicial District Detective for the purpose of securing a more strict enforcement of the prohibition laws.

To Committee on Alcoholic Liquors.

By Mr. O'Donovan:

H. B. 262. An Act to provide for the sufficiency of train crews on passenger and freight trains and light engines operating outside of yard limits within the State of Kentucky, and to fix a penalty for the violation thereof.

To Committee on Railroads.

By Mr. Dorsey.

H. B. 263. An Act relating to organization of and conduct of business by corporations, associations or companies engaged in insuring or guaranteeing burial expenses of persons, in this Commonwealth.

To Committee on Insurance, Life and Accident.

By Mr. May.

H. B. 264. An Act to change and fix the times for holding the terms of Circuit Court in the thirty-sixth Judicial District

of Kentucky composed of the Counties of Wolfe, Morgan and Magoffin.

To Committee on Circuit Courts.

By Mr. Button.

H. B. 265. An Act to amend an Act entitled: "An Act relating to vehicles; regulating their use and operation upon the public highways of this Commonwealth; providing for the registration and licensing of motor vehicles; fixing the amount of the license and manner of payment thereof; providing for the registration and licensing of operators of motor vehicles and the amount of such license; providing a method of registration of motor vehicles; preventing illegal traffic in motor vehicles; providing penalty for the violation of this Act and repealing any and all conflicting laws; the same being Chapter 30 of the Acts of the General Assembly of 1920, approved March 23, 1920.

By Mr. Minor.

H. B. 266. An Act to provide for the election of sub-district trustees, in county rural school districts, and defining their duties.

To Committee on Education No. 2.

The House took up for consideration from the Calendar bills of the following titles, viz:

H. B. 130. An Act to repeal an Act concerning dwelling houses of cities of the first class.

H. B. 48. An Act to amend and re-enact Sec. 2627 of the Kentucky Statutes compiled by the Hon. John D. Carroll.

H. B. 126. An Act to repeal Chapter 1 of the Acts of the General Assembly of 1916 now Sections 201c-1, 201c-2, 201c-3, 201c-4, 201c-5, 201c-6, 201c-7, 201c-8, 201c-9, 201c-10, 201c-11, 201c-12, 201c-13, Carroll's 1918 Edition, Kentucky Statutes, entitled, "An Act to make it unlawful for any common carrier of passengers in this State to issue or give, and for any person to accept or use, or attempt to use, except as provided in this Act, any free pass or transportation; and requiring such carriers to file in the office of the Attorney General certified reports of free passes or free transportation issued, and prescribing penalties for violations of its provisions."

H. B. 62. An Act repealing the whole of Chapter 43 of the Acts of 1920, approved March 22, 1920, also repealing Section 4526c-1, 4526c-2, 4526c-3, 4526c-4, 4526c-5, 4526c-6 of the Kentucky Statutes, Carroll's Edition of 1918, same being parts of the common school laws and relating to compulsory attendance of children, and enacting in lieu thereof an Act relating to the compulsory attendance of children in the public schools.

H. B. 74. An Act to repeal and re-enact Sec. 1072 of Carroll's 1915 Edition of the Kentucky Statutes, relating to the salary of County Judges.

H. B. 13. An Act relating to unlawful carnal knowledge of children under the age of eighteen years including both sexes and prescribing and fixing penalties for violations thereof and amending and re-enacting Sec. 1155, Kentucky Statutes, Carroll, 1915.

H. B. 139. An Act placing McCreary County in the Second Railroad Commissioner's District.

S. B. 47. An Act to amend an Act entitled: "An Act to amend an Act approved March 21, 1906, entitled: An Act

to establish a system of State Normal Schools in Kentucky; to create a Board of Regents for the general management thereof; to create a Normal Executive Council, which shall determine the requirements for admission and graduation and the courses of study from said schools; to create a Commission which shall determine the location of said schools; and to appropriate funds for their maintenance, approved March 24, 1908, it being chapter 110 of the Acts of the General Assembly of 1916; and providing a further course of study and empowering the Boards of Regents to grant appropriate degrees upon the completion of the same, with the approval of the State Superintendent of Public Instruction.

S. Rès. 10. Joint Resolution appointing Senators and three Representatives for the purpose of investigating certain Departments of the State.

H. B. 20. An Act fixing the places for holding the examinations for mine foremen, fire bosses, and assistant mine inspectors.

H. B. 39. An Act creating a State Board of Mine Examiners, to examine coal miners, touching their qualifications as miners and mine laborers; prescribing the qualifications and duties of said board; fixing the time and place of holding examinations; prescribing the general form and nature of such examinations; providing for the payment of the salaries and legitimate expenses of the members of said Board and appropriating the sum of $10,000.00 per annum for the purpose of paying the salaries and expenses of the members of said Board of mine examiners.

Ordered that said bills be read the second time.

The provisions of the Constitution as to the second reading of said bills at length being dispensed with, they were read the second time by their title:

Ordered that said bills be placed in the Orders of the Day.

Committee on Municipalities to which same had been recommitted reported a bill entitled:

H. B. 18. An Act defining the civil liability of persons, firms or corporations owning or operating motor vehicles in this Commonwealth for damages caused by the negligence of their agents or servants or of persons entrusted by the owner or operator of such motor vehicle or by his, her or its authority with the use of poesession thereof.

Said bill is as follows, viz:

An Act defining the civil liability of persons, firms or corporations owning or operating motor vehicles in this Commonwealth for damages caused by the negligence of their agents or servants or of persons entrusted by the owner or operator of such motor vehicle or by his, her or its authority with the use or possession thereof.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Every person, firm or corporation owning or operating a motor vehicle in this Commonwealth shall be civilly liable to any person, firm or corporation suffering injury or damages, for any injury or damage to person or property resulting from the negligence of the servant or servants, agent or agents of said persons owning or operating such vehicle and entrusted by such owner or operator with the use or possession of such motor vehicle, in every case where such owner or operator would be liable if at the time of the occurrence of any accident resulting from negligence of such servant or agent, such owner or operator had been in charge of or using or operating said motor vehicle, except that such owner or operator of a motor

vehicle shall not be liable for the negligence of such servants or agents where possession of such motor vehicle was had or obtained without the express or implied permission or consent of such owner or operator or of his, their or its authorized agent, nor where though the said motor vehicle came into the possession and control of such agent or servants on the business and by the authority or permission of such owner or operator, the servant or agent wilfully departed from the business of the owner or the operator for such a length of time, and so far from the place of the performance of duties charged to him by the owner or operator of such vehicle as to indicate an intention on the part of said servant or agent not to resume the performance of his duties to the master, or not to conform to the authorized use of said vehicle, within a reasonable time, and where the nature of the variation or departure from such duties to the master or from the authorized use of said vehicle or any journey taken by the servant or agent to resume and continue upon the business of the owner or operator of the authorized use of said motor vehicle within a reasonable time after such variation or departure from the business or authorized use by the owner or operator of such motor vehicle. The question whether said motor vehicle at the time of any such accident was being used on the business of or under the authority of the owner or operator of such motor vehicle, shall be a question for the jury.

Ordered that said bill be read the third time.

The provisions of the Constitution as to the third reading of said bill being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the Constitution were as follows, viz:

Those who voted in the affirmative were—

Samuel W. Adams	J. E. Bickett	W. R. Button
R. M. Amos	J. F. Bosworth	Sam A. Cary
B. C. Beckmann	Thos. Bowman	Chas. Chandler

E. B. Cross	H. R. Lawrence	David I. Scott
J. C. Day	Oscar Leibson	Lee L. Simons
O. A. Denton	Leon P. Lewis	Reuben E. Skaggs
G. Givens Dixon	Rufus Lisle	George W. Smith
A. W. Dorsey	C. C. May	Ira D. Smith
G. Lucien Drury	Harry J. Meyers	R. F. Stewart
H. C. Duffy	Harry B. Miller	Frank L. Strange
W. D. Duncan	Claude D. Minor	Geo. F. Thompson
George W. Ellis	R. C. Moore	H. Q. Thompson
Emery L. Frazier	S. H. Moore	S. G. Thornberry
Dr. H. M. Fultz	Ed. P. Murrah	D. D. Thornberry
W. L. Gossett	B. A. Muster	John M. Tinsley
Bryant Green	C. D. McCaw	Garnett W. Tolin
Ed. A. Gullion	W. T. McGuire	N. I. Toombs
J. Edgar Hadden	E. E. Nelson	John L. Trumbo
Oscar P. Harvey	Chas. A. Nelson	Fred C. Vanhoose
Thos. O. Holder	D. A. O'Donovan	Oscar Vest
N. T. Hopkins	C. C. Oney	W. T. Walker
David J. Howard	James Park	W. S. Wallen
Frank J. Humbert	Brodie Payne	W. D. Watkins
R. O. Huntsman	H. Walter Pierce	W. G. Wheeler
J. T. Jennings	S. R. Powell	J. B. Wicker
Ira Jones	Arch M. Quarles	T. C. Willis
James H. Johnson	R. I. Rice	
Wright Kelly	J. L. Richardson	

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Those who voted in the negative were—

W. M. Boling	Lester Jeter	Arthur Saunders
Berl Boyd	Martin Light	H. V. Thompson
John E. Brown	R. D. McMurtry	
Lee Clark	Geo. W. Newman	

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Resolved that the title thereof be as aforesaid.

Mr. Miller moved that the vote by which said bill was passed be reconsidered and said motion lie on the table.

Said last named motion was agreed to.

The House took up for consideration from the Orders of the Day a bill entitled:

H. B. 67. An Act to amend Sec. 3037d of the Kentucky Statutes.

Said bill is as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That Section 3037d be amended adding thereto: "This section shall be a part of the charter of cities of the first and second class," so that said section as amended will read as follows:

"That eighteen months before the expiration of any franchise acquired under, or prior to the present constitution, it shall be the duty of the proper legislative body or boards to provide for the sale of a similar franchise to the highest and best bidder, on terms and conditions which shall be fair and reasonable to the public, to the corporation and to the patrons of the corporations.

"Provided, that if there is no public necessity for the kind of public utility in question, and, if the municipality shall desire to discontinue entirely the kind of service in question, then this section shall not apply.

"This section shall be a part of the charter of cities of the first and second class."

Ordered that said bill be read the third time.

The provisions of the Constitution as to the third reading of said bill at length being dispensed with, the bill was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz:

Those who voted in the affirmative were—

Samuel W. Adams	Frank J. Humbert	J. L. Richardson
B. C. Beckmann	J. T. Jennings	Arthur Saunders
J. E. Bickett	Lester Jeter	David I. Scott
W. M. Boling	Wright Kelly	Lee L. Simons
Berl Boyd	H. R. Lawrence	George W. Smith
John E. Brown	Leon P. Lewis	Ira D. Smith
W. R. Button	Martin Light	R. F. Stewart
Sam A. Cary	Rufus Lisle	Frank L. Strange
Chas. Chandler	C. C. May	H. V. Thompson
Lee Clark	Harry J. Meyers	Geo. F. Thompson
F. B. Cross	Harry B. Miller	H. Q. Thompson
J. C. Day	Claude D. Minor	Jas. H. Thompson
O. A. Denton	R. C. Moore	S. G. Thornberry
A. W. Dorsey	S. H. Moore	D. D. Thornberry
G. Lucien Drury	Ed. P. Murrah	John M. Tinsley
George W. Ellis	B. A. Muster	Garnett W. Tolin
Mrs. M. E. Flannery	C. D. McCaw	N. I. Toombs
Emery L. Frazier	W. T. McGuire	John L. Trumbo
Bryant Green	R. D. McMurtry	Fred C. Vanhoose
Ed. A. Gullion	E. E. Nelson	Oscar Vest
J. Edgar Hadden	Chas. A. Nelson	W. T. Walker
Arch L. Hamilton	D. A. O'Donovan	W. S. Wallen
Oscar P. Harvey	C. C. Oney	W. D. Watkins
H. C. Hawkins	Brodie Payne	W. G. Wheeler
Thos. O. Holder	H. Walter Pierce	J. B. Wicker
N. T. Hopkins	Arch M. Quarles	T. C. Willis
David J. Howard	R. I. Rice	

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Resolved that the title thereof be as aforesaid.

Mr. McCall moved that the vote by which that bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

The House took up for consideration from the Orders of the Day a bill entitled:

H. B. 120. An Act relating to Ferries, amending and re-enacting of Sections 1800, 1802, 1813 of Chapter 49, Carroll's Kentucky Statutes, 1915 Edition.

Said bill is as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That Section 1800 of Chapter 49, Carroll's Kentucky Statutes, 1915 Edition, be and the same is hereby amended and re-enacted so that it will read as follows:

"The several county courts shall have jurisdiction to establish ferries and grant ferry privileges upon any river or stream in or adjoining their respective counties, and for regulating, revoking and controlling same; and further if it appears necessary for the public good the county court may grant the right of franchise of establishing and operating ferries to the fiscal court or county having jurisdiction over said ferries, and the fiscal court shall have the power to operate said ferries free or otherwise, provided no rate of toll charged by the fiscal court shall exceed the maximum rate fixed by the county court in its notice."

§ 2. That Section 1802 of the Kentucky Statutes, Carroll's Edition of 1915, be and the same is hereby amended and re-enacted so that it will read as follows:

"No ferry right shall be hereafter granted for a longer period than six years."

§ 3. That Section 1813, of the Kentucky Statutes, Carroll's Edition, 1915, be and the same is hereby amended and re-enacted so that it will read as follows:

"The court shall also at the time of making the grant fix the rate of tolls to be charged at the ferry, which shall be in the following proportions: For every heavy four-wheel wagon, carriage or coach and driver the same as for six

horses; for every light or open four-wheel carriage or light wagon and driver the same as for four horses; for every two-wheel carriage and cart and driver the same as for two horses; for every hogshead of tobacco not in a wagon or cart the same as for one horse; for every head of meat cattle the same as for horse for every sheep, goat, hog or lamb one-fifth as much as for horse."

The rates may be changed from time to time, but before an order increasing the rates can be made, reasonable notice of the application must be given to the county attorney, or posted on the courthouse door at least for one month; and before reduced the county attorney must have written notices served on the owner of the ferry.

And further, the purchaser of every franchise or grant of ferry rights, his agent or lessee, or the one operating said ferry, shall file with the county court quarterly a statement showing the actual income derived from said ferry, and also the expense of operating same. Said statement shall be sworn to by the owner of or the one operating said ferry, said oath being made before the county judge of the county, and should the person making said statement make any false statements therein concerning the income from said ferry or the expense of operating same, then said person shall be guilty of false swearing. And further a failure to make and file quarterly statement, required in this law, shall subject the person so failing to a fine of not more than $500.00, or imprisonment in the county jail for a period of not less than one month, nor more than twelve months, either fine or imprisonment, or both, in the discretion of the court and the jury trying said case.

Committee to which same had been referred reported the following amendments, viz:

"In line 9, Section 1, after the word 'Court' change 'or' to 'of' and add the word 'the' thereafter."

In line five of Sec. 2 change the word "six" to "ten."

Add to the end of line 31, Sec. 2, the following: "and in addition, subject the offender to a revocation of said franchise."

Said amendments were agreed to.

Ordered that said bill be engrossed and read the third time.

The Constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed, the bill was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz:

Those who voted in the affirmative were—

Samuel W. Adams	Dr. H. M. Fultz	B. A. Muster
R. M. Amos	W. L. Gossett	C. D. McCaw
B. C. Beckmann	Bryant Green	E. E. Nelson
J. E. Bickett	Ed. A. Gullion	Chas. A. Nelson
W. M. Boling	J. Edgar Hadden	Geo. W. Newman
Thos. Bowman	Oscar P. Harvey	D. A. O'Donovan
Berl Boyd	H. C. Hawkins	C. C. Olney
John E. Brown	N. T. Hopkins	James Park
W. R. Button	Frank J. Humbert	Brodie Payne
Chas. Chandler	J. T. Jennings	H. Walter Pierce
Lee Clark	Lester Jeter	S. R. Powell
F. B. Cross	James H. Johnson	Arch M. Quarles
J. C. Day	H. R. Lawrence	R. I. Rice
O. A. Denton	Oscar Leibson	J. L. Richardson
G. Givens Dixon	Leon P. Lewis	Arthur Saunders
A. W. Dorsey	Martin Light	David I. Scott
H. C. Duffy	C. C. May	Lee L. Simons
W. D. Duncan	Harry B. Miller	George W. Smith
George W. Ellis	R. C. Moore	Ira D. Smith
Mrs. M. E. Flannery	S. H. Moore	R. F. Stewart

Frank L. Strange	Garnett W. Tolin	W. S. Wallen
H. V. Thompson	N. I. Toombs	W. D. Watkins
Geo. F. Thompson	John L. Trumbo	W. G. Wheeler
H. Q. Thompson	Fred C. Vanhoose	J. B. Wicker
S. G. Thornberry	Oscar Vest	T. C. Willis
D. D. Thornberry	Geo. C. Waggoner	
John M. Tinsley	W. T. Walker	

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Those who voted in the negative were—

Sam A. Cary	Emery L. Frazier	David J. Howard

—3.

Resolved that the title thereof be as aforesaid.

Mr. Lawrence moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

The House took up for consideration from the Orders of the Day a bill entitled:

H. B. 64. An Act relating to parole of prisoners.

Said bill is as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. No person who may hereafter be convicted of wilful murder, arson, rape, incest, robbery, burglary, embezzling from a bank, or converting to his use money or notes of a bank, or robbing any bank by blowing a safe thereof or otherwise, shall be entitled or eligible to apply for a parole, nor shall any board or officer grant a parole to any person convicted of any of the above mentioned crimes.

§ 2. All laws or parts of laws in conflict herewith are hereby repealed.

Ordered that said bill be read the third time.

The Constitutional provision as to the third reading of said bill being dispensed with, the said bill was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz:

Those who voted in the affirmative were—

Samuel W. Adams	H. C. Hawkins	Arch M. Quarles
B. C. Beckmann	Thos. O. Holder	R. I. Rice
J. E. Bickett	N. T. Hopkins	David I. Scott
W. M. Boling	David J. Howard	Lee L. Simons
Berl Boyd	Frank J. Humbert	George W. Smith
John E. Brown	Lester Jeter	R. F. Stewart
W. R. Button	James H. Johnson	Frank L. Strange
Lee Clark	Martin Light	H. V. Thompson
E. B. Cross	Rufus Lisle	Geo. F. Thompson
J. C. Day	R. C. Moore	S. G. Thornberry
O. A. Denton	Wright Kelly	John M. Tinsley
G. Givens Dixon	H. R. Lawrence	Garnett W. Tolin
A. W. Dorsey	S. H. Moore	N. I. Toombs
G. Lucien Drury	B. A. Muster	John L. Trumbo
W. D. Duncan	C. D. McCaw	Fred C. Vanhoose
George W. Ellis	W. T. McGuire	Oscar Vest
Dr. H. M. Fultz	E. E. Nelson	Geo. C. Waggoner
W. L. Gossett	Chas. A. Nelson	W. T. Walker
Bryant Green	Geo. W. Newman	W. D. Watkins
Ed. A. Gullion	C. C. Oney	W. G. Wheeler
J. Edgar Hadden	Brodie Payne	J. B. Wicker
Arch L. Hamilton	H. Walter Pierce	
Oscar P. Harvey	S. R. Powell	—67

Those who voted in the negative were—

R. M. Amos	C. C. May	James Park
Thos. Bowman	Harry J. Meyers	Arthur Saunders
Chas. Chandler	Claude D. Minor	Reuben E. Skaggs
H. C. Duffy	Ed. P. Murrah	W. S. Wallen
Emery L. Frazier	R. D. McMurtry	
Oscar Leibson	D. A. O'Donovan	—16

Mr. C. A. Nelson moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

The House took up for consideration from the Orders of the Day a bill entitled:

H. B. 69. An Act to regulate pipe lines transporting oil or petroleum, place them under the supervision and control of the Railroad Commission, and protect the oil deposits under land contiguous to territory from which oil is being produced or removed.

Said bill is as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That every person, firm, corporation, limited partnership, joint stock association or association of any kind whatever:

(a) Owning, operating or managing any pipe line or any part of any pipe line within the State of Kentucky for the transportation of crude or refined petroleum to or for the public for hire, or engaged in the business of transporting such petroleum by pipe line; or

(b) Owning, operating or managing any pipe line or any part of any pipe line for the transportation of such petroleum to or for the public for hire, and which said pipe line is constructed or maintained upon, along, over or under any public road or highway or across, upon, along, over or under the right of way of any railroad, corporation or other common carrier; or

(c) Owning, operating or maintaining or participating in ownership, operation or management, under lease, contract

of purchase, agreement to buy or sell, or other agreement or arrangement of any kind whatsoever, any pipe line or pipe lines or part of any pipe lines for the transportation from any oil field or place of production within the State of Kentucky to any distributing, refining or marketing center, or reshipping point thereof, within this State, of crude or refined petroleum bought of others;

Is hereby declared to be a common carrier and subject to the provisions hereof, but the provisions of this act shall not apply to those pipe lines which are limited in their use to the wells, stations, plants and refineries of the owner and which are not a part of the pipe line transportation system of any common carrier as herein defined, nor shall such provisions apply to any property of such a common carrier which is not a part of, or incident to its pipe line transportation system.

§ 2. It is declared that the operation of those pipe lines, to which this act applies, for the transportation of petroleum, in connection with the purchase or purchase and sale of such petroleum, is a business in the mode of the conduct of which the public is interested, and as such is subject to regulation by law; and accordingly it is provided that from and after the expiration of thirty (30) days from the time this law takes effect the business of purchasing, or of purchasing and selling petroleum, using in connection with such business a pipe line of the class subject to this act to transport the petroleum so bought or sold, shall not be conducted, unless such pipe line so used in connection with such business be a common carrier within the purview of this law and subject to the jurisdiction herein conferred upon the Railroad Commission of Kentucky.

§ 3. The Railroad Commission shall have the power to establish and enforce rates of charges and regulations for grading, gathering, transporting, loading and delivering such petroleum by such common carriers in this State, and for the use of storage facilities necessarily incident to such transportation, and to prescribe and enforce rules and regulations for the government and control of such common carriers in

respect to their pipe lines and receiving, transferring and loading facilities, and it shall be its duty to exercise such power upon petition by any person showing a substantial interest in the subject. No order establishing or prescribing rates, rules and regulations shall be made except after hearing and at least ten days and not more than thirty days' notice to the person, firm, corporation, partnership, joint stock association, or association owning or controlling and operating the pipe line or lines affected. In the event any rate shall be filed by any pipe line and complaint against same or petition to reduce same shall be filed by any shipper, and such complaint be sustained, in whole or in part, all shippers who shall have paid the rates so filed by the pipe line shall have the right to reparation or reimbursement of all excess in transportation charges so paid over and above the proper rate as finally determined on all shipments made after the date of the filing of such complaint.

§ 4. Every common carrier as above defined shall exchange petroleum tonnage with each like common carrier, and the commission shall have the power to require such connections and facilities for the interchange of such tonnage to be made at every locality reached by both pipe lines whenever a necessity therefor exists and subject to such rates and regulations as may be made by the commission; and any such common carrier under like rules and regulations shall be required to install and maintain facilities for the receipt and delivery of petroleum of patrons at all points on such pipe line. No carrier shall be required to receive or transport any petroleum except such as may be marketable under rules and regulations to be prescribed by the commission, which they are hereby empowered and required to prescribe. The commission is also empowered and required to make rules for the ascertainment of the amount of water and other foreign matter in oil tendered for transportation, and for deduction therefor and for the amount of deduction to be made for temperature, leakage and evaporation. It is provided, however, that the recital

herein of particular powers on the part of said commission shall not be construed to limit the general powers conferred by this act. Until set aside or vacated by some decree or order of a court of competent jurisdiction, all orders of the commission as to any matter within its jurisdiction shall be accepted as prima facie evidence of their validity.

§ 5. Such common carriers of petroleum shall make and publish their tariffs under such rules and regulations as may be prescribed by said commission, and the commission shall require them to make reports and may investigate their books and records kept in connection with such business. The commission shall require of such common carrier pipe lines monthly reports, duly verified under oath, of the total quantities of petroleum owned by such pipe lines and of that held by them in storage for others, as also of their unfilled storage capacity, provided no publicity shall be given by the commission to the reports as to stock of petroleum on hand of any particular pipe line; but the commission in its discretion may make public the aggregate amounts held by all the pipe lines making such reports, and of their aggregate storage capacity. The commission shall have the power and authority to hear and determine complaints, to require attendance of witnesses, pay their expenses and to institute suits and sue out such writs and process as may be necessary for the enforcement of its orders.

§ 6. No such common carrier in its operations as such shall discriminate between or against shippers in regard to facilities furnished or service rendered or rates charged under same or similar circumstances in the transportation of petroleum produced or purchased by itself directly or indirectly. In this connection the pipe line shall be considered as a shipper of the petroleum produced or purchased by itself directly or indirectly and handled through its facilities. No such carrier in such operations shall directly or indirectly charge, demand, collect or receive from any one a greater or less compensation for any service rendered than from another

for a like and contemporaneous service; provided this shall not limit the right of the commission to prescribe rates and regulations different from or to some places from other rates or regulations for transportations from or to other places, as it may determine; nor shall any carrier be guilty of discriminations when obeying any order of the commission. When there shall be offered for transportation more petroleum than can be immediately transported, the same shall be equitably apportioned among the several owners, operators or shippers in proportion to the production offered for sale or transportation. The commission may make and enforce general or specific regulations in this regard.

§ 7. Subject to the provisions of this act and the rules or regulations which may be prescribed by the commission, every such common carrier shall receive and transport petroleum delivered to it for transportation and perform its other duties with respect thereto without discrimination.

§ 8. The commission, when necessary, shall make and enforce rules and regulations either general in their nature or applicable to particular oil fields for the prevention of actual waste of oil or operations in the field dangerous to life or property.

§ 9. Any pipe line carrier as defined in this act, accepting the provisions of this law and expressly agreeing in writing to be and become subject to the duties and obligations conferred or imposed by this act, may acquire the right to construct pipe lines and such incidental telephone and telegraph lines along, across, or over any such highway in this State, upon condition that the traffic thereon be not interfered with, and that such road or highway be promptly restored to its former condition of usefulness by said pipe line carrier, at its own expense, the use of said road and highway for said purpose and the restoration and maintenance thereof, where so used to be subject also to the supervision of the fiscal court, county commissioners, county road engineer and State Commissioner of Public Roads within their respective jurisdic-

tions, and the county or the State respectively shall be compensated by the pipe line carrier for any damage done to such road in the laying or maintaining of the pipe lines, telegraph or telephone poles along or across said road, and nothing herein shall be construed to grant any pipe line company any right to use any street or alley of any incorporated city or town except by express permission from the city or governing authority thereof. And the pipe line carrier accepting the provisions of this act as herein provided shall have the right to exercise the power of eminent domain in the same manner that telegraph companies are authorized to exercise said power of eminent domain by chapter 125a, Section 4679c of the Kentucky Statutes, insofar as said chapter may be applicable to the pipe line carriers.

§ 10. Any common carrier as herein defined who shall violate any of the provisions of this act, or shall fail to perform any duty herein imposed, or obey any valid order of the Railroad Commission when not stayed or suspended by an order of court, shall be subject to a penalty of not less than $100.00 or more than $5,000.00 for each offense and each day of twenty-four hours the pipe line carrier violates any such provisions or fails to perform any such duty or to obey any such valid order shall constitute a separate offense and the penalty herein provided shall be recoverable by indictment or penal action in the name of the Commonwealth of Kentucky, and at the suit of the Attorney General, Commonwealth attorney or county attorney.

§ 11. The circuit court having jurisdiction under the provisions of the Civil Code of Practice and the Franklin circuit court and the circuit court of any county in which the acts or omissions complained of are committed or occur, shall have jurisdiction of all criminal, penal and civil prosecutions to enforce this act, and shall have jurisdiction and authority to enforce all orders of the Railroad Commission made under the provisions of this act. And the chairman of the commission shall also have authority to file a petition in equity in the

name of the Commonwealth, invoking the aid of any circuit court having jurisdiction as provided herein, to compel any pipe line carrier mentioned in this act to obey, execute, comply with or make effective any order of the commission made in pursuance of this act and such carrier shall be summoned and the issues joined by the pleadings and the cause docketed and tried, as in any other suits in equity, except that the transcript of the evidence offered before or heard by the commission, or a properly certified copy thereof, and the record of all proceedings in the cause before the commission, or a certified copy thereof, shall be filed in the court and made a part of the record in the cause, and no evidence shall be introduced on the hearing in court by either party other than said evidence offered before or heard by the commission, except such evidence as the court shall be satisfied from affidavits or sworn testimony could not, by the exercise of reasonable diligence, have been produced at the hearing before the commission. If additional testimony be introduced in court, the cause shall be remanded to the Railroad Commission with authority to alter, change, modify or affirm its original order before the rendition of a judgment by the court in reference to the order or orders of the commission. From the judgment of the court an appeal shall lie to the Court of Appeals by either the commission or the carrier, and all proceedings in court under this act shall have precedence over all other causes, except criminal cases. It shall be the duty of the Attorney General of the Commonwealth to represent the Railroad Commission in the proceedings provided for herein. The proceedings provided for under this section of this act shall not be exclusive of, but in addition to other proceedings and penalties provided by law.

§ 12. The expenses incurred by the Railroad Commission in performing the duties imposed upon it by this act, such as travelling expenses, expenses of witnesses, stenographers, stationery, postage and clerks shall be paid by the State and when certified by the chairman of the commission

and approved by the Governor, the Auditor shall draw a warrant upon the State Treasury for the payment of said expenses.

§ 13. This act shall be cumulative of all the laws of this State, which are not in direct conflict herewith, regulating the control of pipe line carriers and any and all agreements heretofore or hereafter made between pipe line carriers and producers, operators or shippers, the carrying into effect of which would violate the provisions of this law, shall, upon and after the passage of this act become and be null and void.

§ 14. If any one or more of the provisions of this act shall be held to be unconstitutional, or for any other reason shall be held to be void, such holding shall not have the effect to nullify the remaining parts of this act, and such other provisions not so held to be void shall remain in full force and effect.

§ 15. It appearing that numerous pipe line carriers, as defined in this act, are operating in this state and are daily transporting oil, and that there is much complaint as to the rates charged and practices maintained by said carriers, and that the prompt regulation of said carriers is necessary in order to secure adequate service at reasonable rates without discrimination on the part of said carriers, an emergency is hereby declared to exist and this act shall take effect from and after its passage and approval as required by law.

Ordered that said bill be read the third time.

The Constitutional provision as to the third reading of said bill being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz:

Those who voted in the affirmative were—

Samuel W. Adams	Thos. O. Holder	Brodie Payne
R. M. Amos	N. T. Hopkins	H. Walter Pierce
J. E. Bickett	David J. Howard	R. I. Rice
W. M. Boling	Frank J. Humbert	J. L. Richardson
Thos. Bowman	Lester Jeter	Arthur Saunders
Berl Boyd	Ira Jones	David I. Scott
John E. Brown	James H. Johnson	Reuben E. Skaggs
W. R. Button	H. R. Lawrence	George W. Smith
Sam A. Cary	Leon P. Lewis	Ira D. Smith
Chas. Chandler	Martin Light	R. F. Stewart
Lee Clark	Rufus Lisle	Frank L. Strange
E. B. Cross	C. C. May	Geo. F. Thompson
J. C. Day	Harry J. Meyers	H. Q. Thompson
O. A. Denton	Harry B. Miller	Jas. H. Thompson
G. Givens Dixon	Claude D. Minor	D. D. Thornberry
A. W. Dorsey	R. C. Moore	S. G. Thornberry
W. D. Duncan	S. H. Moore	John M. Tinsley
George W. Ellis	Ed. P. Murrah	Garnett W. Tolin
Mrs. M. E. Flannery	B. A. Muster	N. I. Toombs
Emery L. Frazier	C. D. McCaw	Fred C. Vanhoose
Dr. H. M. Fultz	W. T. McGuire	Geo. C. Waggoner
Bryant Green	R. D. McMurtry	W. T. Walker
Ed. A. Gullion	E. E. Nelson	W. S. Wallen
J. Edgar Hadden	Chas. A. Nelson	W. D. Watkins
Oscar P. Harvey	Geo. W. Newman	J. B. Wicker
H. C. Hawkins	C. C. Olney	T. C. Willis

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Resolved that the title be as aforesaid.

Mr. Strange moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

The House took up for consideration from the Orders of the Day a bill entitled:

H. B. 40. An Act to regulate motor vehicles.

Mr. Button moved that said bill be recommitted to the Committee on Public Roads and Highways.

Said motion was agreed to.

The House took up for consideration from the Orders of the Day a bill entitled:

H. B. 21. An Act authorizing the Fiscal Court in each County having therein a City of the Second Class to adopt, provide for, and maintain a system of general indexing of the records of all of the real estate in said Counties.

Mr. Adams moved that said bill be recommitted to the Committee on Cities of the Second and Third Class.

Said motion was agreed to.

Mr. Ellis of the Committee on Public Bridges to which same was recommitted reported a bill entitled:

H. B. 55. An Act to amend, enlarge the powers, and re-enact Sec. 553a of the Kentucky Statutes (Act of March 20, 1900), relating to bridges heretofore or hereafter constructed over navigable streams and rivers wholly within the boundary of the State of Kentucky.

With an Amendment thereto.

Mr. Green moved that said bill be recommitted to the Committee on Public Bridges with leave to report at any time.

Said motion was agreed to.

Mr. Meyers moved that the House do now adjourn.

Said motion was agreed to.

And then the House adjourned.

FRIDAY, JANUARY 27, 1922.

The House was opened with prayer by the Rev. M. S. Clark of the Methodist Episcopal Church, South, of Frankfort.

The roll was called and the following Members answered to their names, viz:

Samuel W. Adams	N. T. Hopkins	S. R. Powell
R. M. Amos	David J. Howard	Arch M. Quarles
B. C. Beckmann	Frank J. Humbert	R. I. Rice
J. E. Bickett	R. O. Huntsman	J. L. Richardson
W. M. Boling	J. T. Jennings	Arthur Saunders
Thos. Bowman	Lester Jeter	Lee L. Simons
Berl Boyd	Ira Jones	Reuben E. Skaggs
John E. Brown	Wright Kelly	George W. Smith
W. R. Button	H. R. Lawrence	Ira D. Smith
Sam A. Cary	Oscar Leibson	R. F. Stewart
Chas. Chandler	Leon P. Lewis	Frank L. Strange
Lee Clark	Martin Light	H. V. Thompson
E. B. Cross	Rufus Lisle	Geo. F. Thompson
J. C. Day	C. C. May	H. Q. Thompson
O. A. Denton	Harry J. Meyers	Jas. H. Thompson
G. Givens Dixon	Harry B. Miller	S. G. Thornberry
A. W. Dorsey	Claude D. Minor	D. D. Thornberry
G. Lucien Drury	R. C. Moore	John M. Tinsley
H. C. Duffy	S. H. Moore	Garnett W. Tolin
W. D. Duncan	Ed. P. Murrah	N. I. Toombs
George W. Ellis	B. A. Muster	John L. Trumbo
Mrs. M. E. Flannery	C. D. McCaw	Fred C. Vanhoose
Emery L. Frazier	W. T. McGuire	Oscar Vest
Dr. H. M. Fultz	E. E. Nelson	Geo. C. Waggoner
W. L. Gossett	Chas. A. Nelson	W. T. Walker
Bryant Green	Geo. W. Newman	W. S. Wallen
Ed. A. Gullion	D. A. O'Donovan	W. D. Watkins
J. Edgar Hadden	C. C. Oney	W. G. Wheeler
Arch L. Hamilton	James Park	J. B. Wicker
Oscar P. Harvey	Brodie Payne	T. C. Willis
H. C. Hawkins	H. Walter Pierce	

The reading of the Journal of yesterday's proceedings was dispensed with.

Mr. Simons presented a Petition of sundry citizens of Louisville, urging the continuance of the State Board of Charities and Corrections and an appropriation of funds sufficient to meet their recommendations.

Which was received, its reading dispensed with and referred to the Committee on State Prisons and Houses of Reform.

Mr. Hopkins presented a Petition of sundry citizens of Pike County urging the enactment of a law which will provide for the holding of Circuit Court at some point in Pike County other than at Pikeville.

Which was received, its reading dispensed with and referred to the Committee on Circuit Courts.

Mr. Button offered the following resolution, viz:

Whereas, there has just opened at the City of Lexington, under the authority of the law recently passed by the General Assembly, and known as the "Bingham Co-operative Marketing Act," receipt of pooled tobacco by the warehouses in that section known as the Burley District, and

Whereas, due to the better marketing facilities afforded by the law, advance payments on the crop now being delivered have proved to be in excess of the entire amount paid for the 1921 delivery of tobacco, and

Whereas, the entire preliminary campaign for the formation of the said co-operative association was backed and financed by Robert W. Bingham, of Louisville, who also drew up the bill which was enacted by the General Assembly, and

Whereas, said Robert W. Bingham is not a farmer or merchant, and is not engaged in the tobacco business, but as a public spirited citizen and Kentuckian has given his best efforts to the promotion of this movement for the benefit of a large section of his state, which, of course, is also helpful to every other interest in the Commonwealth, therefore

Be it resolved by the House of Representatives, That we take this occasion to extend to Robert W. Bingham and his associates in the formation and financing of this great progressive step by Kentucky's agricultural and marketing interests our sincere felicitations on the successful inauguration of the co-operative plan, and

Be it further resolved that the Clerk of the House of Representatives be hereby directed to convey this expression of our friendship and regard, as representatives of the people of Kentucky, to Mr. Bingham for his unselfish part in the accomplishment of a great aim for the welfare of our State, by sending suitable copies to Mr. Bingham, to the Burley Tobacco Co-operative Association, to the press, and to spread the same on the Journal of the House of Representatives.

The resolution was agreed to.

Mr. Duffy of the Contest Board heretofore selected in accordance with the Provisions of the Constitution to determine the right to a seat in this House from the Legislative District composed of the Counties of Breathitt and Lee in the case of Bryce Cundiff, Contestant, versus James H. Johnson, Contestee, offered the following report of the Committee:

HOUSE OF REPRESENTATIVES AND GENERAL ASSEMBLY OF THE COMMONWEALTH OF KENTUCKY

BRYCE CUNDIFF.....*Contestant*

VS.

JAMES H. JOHNSON.....*Contestee*

REPORT OF COMMITTEE

The undersigned committee, drawn and duly qualified to hear and determine the contest instituted by the Hon. Bryce Cundiff vs. Hon. James H. Johnson, for a seat in the House of

Representatives of the General Assembly of Kentucky, would respectfully report to the House as follows:

Notice of this contest was given on the 30th day of November, 1921, and contains thirty-four typewritten pages of miscellaneous allegations and grounds of contest, as follows:

First: The contestee, James H. Johnson, was at the time of his election, and is now ineligible to a seat in the Legislature of Kentucky, because he had been and was at the time of his election, a justice of the peace in Breathitt County, and he had not resigned as prescribed by law, and he had not procured a quietus six months prior to the day of his election, and he had not filed with the County Court Clerk of Breathitt County, a duplicate of his legal resignation of said office, and that therefore, the votes cast for him in the election were void.

Second: That a conspiracy had been entered into by party leaders in Breathitt County for the purpose of bribing and intimidating the voters of Breathitt County, and by the use of money corrupted the electorate of the county, and to destroy, and to prevent election being held in certain Democratic precincts in Breathitt County, of which the contestee was the beneficiary, and that by reason of said conspiracy, which contestant alleges was carried out to completion, that contestee had thereby violated the Corrupt Practices Act, and thereby forfeited his right to a seat in this body.

Third: That in a number of precincts in Breathitt County, one of the counties in the 79th Legislative District, which was composed of Lee and Breathitt Counties, the elections were conducted with such gross fraud, violence, intimidations, bribery and irregularities that the elections so held and conducted in said precincts were illegal and void, and sought to have the election in said precincts so declared.

There were a number of other grounds of contest, but the three above are the chief grounds upon which proof was

taken, and upon which contestant relied in presenting his case to this committee, and we shall ignore the other grounds stated in the notice.

No Counter Notice Given.

Contestant in his notice of contest gives notice that he would take depositions at the office of his attorney on the 12th, 13th, 14th, 15th, 16th, 17th days of December, 1921, and pursuant to that notice, did take a number of depositions. On December 5, 1921, the contestee, without giving any notice of counter grounds of contest or counter contest, gave notice to the contestant that he would take depositions on the 19th, 20th, 21st, 22nd and 23rd days of December, 1921, and pursuant to said notice, did, on the said days take the depositions of a number of witnesses. During the time contestant was taking depositions under his first notice, and on the 15th day of December, he executed an additional notice upon the contestee that he would also take depositions sustaining his grounds of contest, on the 19th, 20th, 21st, 22nd, 23rd and 24th days of December, 1921, and pursuant to said notice, did take the depositions of a number of witnesses.

The contestee gave no counter notice of contest and no notice of grounds of counter contest, but proceeded to the taking of depositions in defense of the contest, and there was filed before the committee a motion to quash the depositions of contestant, taken on the 19th, 20th, 21st, 22nd, 23rd and 24th days of December, that were taken at the time contestee was also taking depositions under a notice previously executed. Contestant also filed a motion to quash all of the depositions taken by contestee which did not relate to the precincts attacked by the notice and grounds of contest, and also filed a demurrer to each and all of the depositions of contestee which did not deal with or concerning his defense of the allegations in the notice and grounds of contest.

We find that Section 1535 of Kentucky Statutes reads as follows:

"No application to contest the election of an officer shall be heard unless notice thereof in writing, signed by the party contesting his election, and the notice shall state the grounds of contest, and none other shall afterwards be heard as coming from such party, but the contestee may make defense, giving counter notice."

Construing this Section of the Statutes in connection with other sections of the Code and Statutes, and in the light of previous contest cases, both in the House and Senate, we are compelled to the conclusion that the contestee, under above section, has the right to disprove every allegation in the notice of contest, and to take testimony refuting any testimony offered by contestant under the allegations of the notice, without filing a counter notice, or notice of counter grounds of contest, but that he is confined in the taking of his proof, to the subject matter of the allegations in contestant's notice. If contestee, in such case, desires to contest by way of counter contest, the votes cast for contestant, he must give a counter notice of counter grounds, specifying the grounds upon which he attacks the votes cast for contestant, but the contestee in this case, having elected to file no counter notice, and to permit the notice of contest to stand controverted, as provided by the above quoted section of the Kentucky Statutes, cannot introduce proof attacking the legality of votes cast for the contestant, nor can be attack the legality of the election in another county, or any other precinct not mentioned in the notice of contest, and for these reasons, the motion of contestant to quash the depositions taken by contestee, which stood unsupported by any counter notice or counter grounds or answer, or cross-petition, and which dealt with a new subject matter not contained or in any way referred to in the notice of contest, was sustained, and those depositions which were not taken strictly in defense of the notice and grounds, were not considered by this committee.

The statutes require that all proof to be offered by either contestant or contestee in such contest, must be completed ten days before the beginning of the session of the General Assembly, and for this reason, the committee holds, there being no rule of law or section of the Statutes or Code to the contrary, that it was incumbent upon the contestant and contestee both, and that it was proper for each of them to consume all of the time necessary from the date of giving notice until the tenth day before the beginning of the session in securing and taking all of the proof to be introduced upon said contest, and that for such reasons, the contestee's motion to quash the depositions of contestant taken under the second notice, must be overruled.

CONTESTEE'S ELIGIBILITY

The first serious contention raised in the case is as to whether contestee is or is not eligible to his seat in the Legislature. Kentucky Statutes, Section 3745, is as follows:

"A person holding an office, post or employment in this State or the United States which is incompatible with a seat in the Legislature, shall not be voted for as a Senator or Representative unless he has resigned his office, post or employment, nor until a duplicate of his resignation has been filed in the Clerk's office of the Court of the county in which he resides, and all votes given for him before such resignation is so filed, shall be void."

Section 45 of the Constitution reads as follows:

"Any person who may have been a collector of taxes or public moneys for the Commonwealth, or for any county, city, town or district, or the assistant or deputy of such collector, shall not be eligible to the General Assembly until he shall have obtained a quietus six months before the election, for the amount of such collection and for all public moneys for which he may have been responsible."

It is conceded that contestee had for three years prior to his election and up until the 17th day of October, 1921,

been holding the office of Justice of the Peace in Breathitt County, and that no quietus had ever been secured by him. It is also conceded that he held and enjoyed his office as Justice of the Peace up until the 17th day of October, 1921, about which time he appeared before the County Judge of Breathitt County and filed with him some form of resignation, which appears from an order entered by the County Judge, to have been accepted by him, but that the contestee at no time prior to his election filed with the Governor of Kentucky, a written resignation, or that any duplicate of such resignation was ever, at any time, filed with the County Court Clerk of Breathitt County.

Section 142 of the Constitution referring to what officers are to be commissioned by the Governor, and specifically referring to Justices of the Peace, says:

"They shall be commissioned by the Governor, etc."

Kentucky Statutes, Section 1530, referring to the resignation of officers of the State, says:

"All resignations of officers shall be tendered to the Court or officer, who is requested to fill the vacancy. All such resignations shall be in writing and received and recorded by said court or officer. When required to be filed with the Governor, he shall cause same to be recorded in the Executive Journal."

It is conceded that no such resignation was filed with the Governor, nor recorded in his Executive Journal, but a minute upon the Executive Journal does show that J. H. Johnson having resigned as Justice of the Peace, his successor was appointed, and these minutes which appears in the Executive Journal on page 557 of date October 17th, 1921, is as follows:

"The Governor this day appointed and commissioned P. H. Johnson, Justice of the Peace for the 3rd Magisterial District of Breathitt County, to succeed James H. Johnson, resigned."

The Court of Appeals of Kentucky has repeatedly held in a line of cases such as

Almstead vs. Augustus, 112 Ky. 365.

Dougherty vs. Arnold, 110 Ky. 1.

that the Governor alone has power to fill vacancies in the office of Justice of the Peace, by appointment.

The committee is clearly convinced that the contestee did not comply with the law in attempting to resign, and it appears from the reading of the above sections of the Constitution and Statutes of Kentucky, that all votes given for him, before said resignation, as prescribed by law, and before the filing of the duplicate of such resignation with the County Court Clerk of his county, would be void, but, the committee passes this question without determining the legality of such resignation, or of the votes cast for the contestee under such circumstances.

The word "Quietus" referred to in Section 45 of the Constitution, and also the word "Collector" were thoroughly considered in connection with the study of this section as to whether or not the section applies to a Justice of the Peace. In trying to determine whether or not the failure of the contestee to procure a quietus six months before the election, would bar him from a seat in the House. We find Webster defines the word "Quietus" as follows:

"Quietus is a final discharge or acceptance as from a debt or obligation; that which silences claims; that which quiets or calms."

Bouvier's Law Dictionary says of the word "Quietus":

"(Latin meaning free or quieted). A discharge and quittance. The English use of the word being an instrument by which the clerk has approved of a quittance or discharge of accounts."

As to the construction of the word "Collector," it is defined in Corpus Juris, Vol. 2, page 969, as follows:

"In order for an officer to be a collector, he need not possess the power to enforce payment by legal procedure. It is sufficient that he be authorized by law to receive the money for and on behalf of the people."

In the case of Stole vs. Moores, 52 Neb. 770, we find the court's construction of the word "Collector" in construing the section of the Constitution of the State of Nebraska, which provides that:

"Any person who is in default as a collector and custodian of public money, shall be barred from holding office."
the court said:

"This embraces every person who is given the legal power to collect payment or receive taxes, public dues or money, and retain the same in his possession for any length of time, however short or long, and this definition is sufficiently comprehensive to and does include the clerk of the district as to money paid him on account of fines."

However, this committee, without determining this contest upon such technicalities, and although it appears to the committee that the contestee, under either of the points raised, might be ineligible to office, the committee refrains from so determining, as the merits of the case present such features as makes it more proper and much easier to determine rights of the parties to this contest, and for that reason, these technicalities existing will be passed without having expression of opinion by this committee, in this report. The Committee, nevertheless, is of the opinion clearly expressed upon this subject, in a previous report.

The Merits.

In Clayhole Precinct, in Breathitt County, it appears from the record, one of the largest Democratic Precincts in that county, no election was held. This precinct was consid-

ered by those testifying regarding it, as giving a Democratic majority of over 120 to 175. On the morning of the election, shortly after the opening of the polls, a battle ensued between opposing parties, in which four men lost their lives, three of whom were election officers, and thirteen others were badly wounded. The ballots were carried away and thrown into a creek and riddled with bullets. The election was abandoned, and afterwards we find that some twelve or fifteen men have been indicted in the Breathitt Circuit Court for destroying the ballots and for murder growing out of this killing. We find no law by which any vote can be added to the vote of either party by reason of this election being thwarted or prevented in Clayhole Precinct, and we do not attempt in this report to fix the blame for that violation, or for the destruction of that election, as it appears from the record, that witnesses implicated were reluctant to testify on account of impending indictments.

We do not find anything in the record which implicates the contestee or shows that he took any part, or had anything to do with the violence or murder or election frauds in that precinct, but it does appear that had that precinct voted it would have given the Democrats a majority of over one hundred. The contestee received a majority of eighty-four votes on the face of the returns from the 79th district, composed of the two counties heretofore mentioned, and excepting for the failure to hold an election, the contestant would no doubt have received a majority, upon the face of the returns, and would have occupied from the beginning a seat in this body.

Contestee in making a defense of the grounds contested, introduced a number of witnesses to rebut the testimony offered by the contestant, and upon the whole testimony, convinces the committee beyond question, that there was much fraud, violence and intimidations in the election held in many of the precincts of Breathitt County.

FROZEN CREEK PRECINCT.

In Frozen Creek Precinct No. 4, the certificate of election shows that there were two hundred and seventy votes cast, eighty-six for contestant and one hundred and eighty-four for the contestee, giving to the contestee ninety-eight majoriy. In this precinct we find, from an examination of the certificate and printed blanks, of the oath of officers, that the election officers and others present standing about in the house, ginning the election or at any time; that of the two hundred and seventy people who cast their votes, two-thirds or more of them voted openly upon the table, in the presence of election officers and others present standing about in the house, without either of them having been sworn touching their inability to read and write, or to make for themselves their own ballots in secret, and that there were no booths, and that those who did attempt to vote in secrecy, and who are described as being a few old men, went to a window in the rear of the house and used the top of a school desk as a table and there voted out of the presence of the election officers, but still in view of other people at the time in the election house; that the returns from this precinct were not signed by the election officers until four days thereafter, when these officers came to Jackson, the county seat, and signed up the certificates in the back of the stub book. These facts are shown by the testimony of Albert Fletcher, one of the election officers, who testified at length regarding the flagrant violations of the election laws in that precinct. From all the proof, it shows conclusively that more than sixty-six per cent of the people voted in absolute violence of law, and with a total disregard of the secret ballot law in Kentucky. It further shows that one of the election officers on the inside of the house was engaged continuously, throughout the day in conjunction with others on the outside, in trafficing in votes; that after deals had been made on the outside, for the purchase of a vote, that the vote buyer would bring the voter to the door and turn the voter over to the officer on the inside, who would march the voter

to the table and there require him to vote openly, in the presence of the election officers and others, and would return with him to the door, where a signal was given to those conducting the traffic on the outside, and that these violations and irregularities existed and continued to such an extent that it cannot be said that there was a fair or legal election held in such precinct, and it is the opinion of this committee that election in Frozen Creek Precinct was void, and should be disregarded, and that the ninety-eight majority there given to the contestee, should be stricken from his vote. Having been declared elected by a majority of eighty-four under this ruling of the committee, the contestant would have a majority of fourteen votes, without regarding or considering the legality of the election in either of the other precincts.

GEORGES BRANCH PRECINCT No. 9.

In Georges Branch Precinct No. 9, of Breathitt County, the certificate of election shows that there were certified for the contestant, seventy-three votes and for the contestee one hundred and seventy-seven votes, giving to the contestee a majority of one hundred and four votes. The record discloses the fact that in this precinct, legal booths were not provided, and that in such booths as existed, several voters would be permitted to gather at the same time and assist the others who were in the booth voting; that the election officers would go into the booth with the voters and assist in stenciling his vote, and that more than one-third of the people who voted in that election cast their vote openly on the table, in the presence of the election officers and others, without first having been sworn, touching their inability to make for themselves their ballot in secret. The election house in which this election was held was a log house with large cracks through which a person could run his hand, and the pretended booths were placed at such points in the house where people on the outside could observe the voters as they cast their votes in the booths; that the voting house was crowded with people at

many times during the day, and especially during the count of the votes at the close of the polls. It is shown that one drunk man, with a previous crime record, and known as a bad man, came into the election house during the counting and seating himself by the election officers, demanded that they do as he said; that a resident of Madison County and other persons not voting in that precinct, assisted in the counting of the votes, and that after the count had been completed, it was discovered that there were nineteen less ballots in the calculations made than there had been ballots used from the stub book.

It is also shown that several children voted, and others who lived in other counties cast their votes in that precinct. Numerous irregularities in addition to the above are shown to have existed, but according to the proof, as testified to by both the Republican election officers, and the Democratic election officers, more than one-third of the votes cast in that precinct were voted openly on the table, in violation of the law, and adhering to the ruling of the Court of Appeals of Kentucky, in such cases, it is clearly shown that the conduct of the election in this precinct was such that it could not be determined what the result of a fair and legal election would have been, and that the election as conducted, was illegal and void. Deducting from contestee's vote the one hundred and four majority, certified for him in such precinct, would give to the contestant a majority of twenty.

Big Rock Precinct No. 27.

The proof before the committee regarding the Big Rock Precinct No. 27 in Breathitt County, discloses the fact that the Chief of Police of Jackson and others visited this precinct and conducted an active vote buying campaign on the outside of the house used, the entire day; that one of the officers of the election became drunk or sick about the noon hour and was compelled to retire without any one filling his place; that persons gathered on the outside and indulged in boisterous

and unbecoming conduct, and that one person became so violently drunk, boisterous and unruly, that he was tied to a tree and so kept until the election was over; that the officers of the election permitted nonresidents and children to vote, and that more than one-third of the votes cast in the election at that precinct, which were cast in the booths, were cast at a time when the officers of the election were in the booths with them, assisting in marking and stenciling their ballots, and that between eighty and ninety per cent of all of the votes cast at that election were voted openly upon the table, in the presence of the election officers and others, at the time in the house, without any voter having first been duly sworn touching his inability to read or write, or to vote for himself in secret; that some time before the election closed, and before the count of the vote, the officers signed up the certificates in the back of the book, and that during the count of the vote one of the election officers slept sweetly for a considerable length of time, and that one other of the election officers assisted in conducting the election with a large gun buckled around him, and that the certificate as signed and certified to by the election officers shows that there were more votes certified to in the count for some candidates (Not, however, in the Legislative race), than there were ballots used from the stub book, in the election.

In the light of all of these irregularities and in the light of the many records of the Court of Appeals of Kentucky, the election in this precinct was so violently in disregard of both the Constitution and the Statutes of Kentucky, that it cannot be held to have been a legal election, and it must be disregarded. According to the certicate of the election, contestant in that precinct, received thirty-three votes, and contestee one hundred and ninety-three, giving the contestee one hundred and sixty majority. Deducting this majority from the vote of contestee, without any regard whatever to the irregularities or illegality of the other precincts, the con-

testant must be declared to have been elected by a majority of seventy-six.

KINGS BRANCH PRECINCT No. 28.

In Kings Branch Precinct No. 28 in Breathitt County, the certificate of election shows that the contestant received forty-three votes and the contestee one hundred and fifty-six votes. The election in this precinct was substantially conducted as the election in the other precincts above mentioned, and it is conclusively shown that more than thirty per cent of the voters participated in that election cast their votes openly upon the table, in the presence of the election officers, and others without first having been duly sworn as to their inability to mark for themselves their ballots in secrecy, and this alone under the rules of the Court of Appeals, would invalidate the election in that precinct. It is shown, however, from the proof that the booths provided in this precinct, were quite insufficient, and that children and nonresidents of the precincts, and idiots, were permitted to vote, and that little regard was shown by the officers as to the qualifications of any voter who offered himself to vote; that on one occasion the ballot boxes and ballots were carried out into the road where voting was conducted from horseback, and that the election officers throughout the day would go into the booths with voters and watch them vote, and assist them in marking and stenciling their ballots, and that several persons were permitted to go into the booth together at the same time, and watch and assist each other in voting, and that an active campaign of vote buying was conducted throughout the day, at this precinct.

It is shown that shortly after the election begun, the clerk of the election who ran a store some few feet away, resigned as clerk of the election and substituted his son in his place, and retired to the outside where he engaged actively in the vote traffic throughout the remainder of the day; that voters were being accompanied to the door by workers on the

outside and then these voters would cast their votes there upon the table and in the booths, in the presence of some of the election officers, and that some one of those on the inside would return to the door with the voter and signal those on the outside as to how the vote was cast. In one instance a woman who has cast her vote, had crossed her ticket in one race, and and afterwards returned to the voting house and demanded that she be permitted to vote again, and said that because she had crossed her ticket, they had taken one dollar of her money away from her, and she demanded to correct her ballot; that in another instance one voter became disgusted with his agreement, in which he had been given a pair of corduroy trousers for his vote, and returned the trousers to the merchant who had, during the day, been engaged in this illegal traffic of votes.

It is also shown in this precinct that for some reason the officers of election either failed or refused to file the certificates of election, or sign same until four days thereafter, when they convened at the Court House in Jackson, and there signed the certificates, and in the deposition of one of these officers, he said that he did not, and could not say whether the certificates thus signed by him was correct or incorrect.

Considering all of these irregularities in the light of the law, as laid down by the Court of Appeals, it is quite clear to this committee, that the election in Kings Branch Precinct was illegal and violently in contradiction to both the Constitution and the Statutes, providing for the secret ballot, and was iniquitous and void, and the vote of said precinct should be disregarded, and the one hundred and thirteen majority, certified for the contestee, should be deducted from the vote certified for him, which if this precinct alone was disregarded, would give to the contestant a majority of the legal votes cast in the election, twenty-nine.

OTHER PRECINCTS.

In a number of other precincts irregularities are shown to have occurred and for the purpose of this report, it is not proper or necessary to go into the many details presented by the conduct of the election in those precincts as it would not, and does not alter the result, or in any way change the report that must necessarily be made by this committee.

In Beech Grove Precinct No. 7, where contestee received a majority of ninety-one votes, the certificates of election shows that there were more votes certified and counted in one race, than there were ballots used from the stub book in the election, and in Wolf Coal Precinct, No. 21, some ten or more persons who voted openly on the table, are shown to have voted for the contestee, without first having been duly sworn, and their votes are therefore illegal, and should be deducted from contestee's vote.

Holding, as the committee is compelled to do, that the election was void in each of the above enumerated precincts, Frozen Creek No. 4, Georges Branch No. 9, Big Rock Precinct No. 27 and Kings Branch Precinct No. 28, we are compelled to find that there should be deducted from the vote certified for contestee, four hundred and seventy-five votes, which would give to the contestant a majority of three hundred and ninety-one votes.

Under the defense made by contestee to the contest, it is shown that in some of these precincts some twenty-five or thirty votes were cast for the contestant, openly upon the table, in the presence of the election officers, without a voter having been first duly sworn, and these votes must necessarily be deducted from the majority awarded to the contestant hereinabove, and deducting forty of such votes, would leave the contestant a majority of three hundred and fifty-one legal votes.

Should this committee have considered all of the testimony of contestee, which it is contended by contestee, would

have shown one hundred illegal votes having been cast for the contestant, by deducting that one hundred votes from the legal majority of contestant, he would still have two hundred and fifty-one majority of the legal votes cast in the election, and it is clearly the opinion of this committee, granting to the contestee all that he contends for, that the contestant was legally elected by a majority of more than two hundred and fifty votes, and is entitled to a seat in the House of Representatives.

THE LAW GOVERNING THE OPINION OF THIS COMMITTEE.

The committee has carefully considered the law bearing upon such a state of circumstances as shown to have existed in this case, and governing and controlling the validity of elections similarly held and supporting the opinion of the committee with reference to the following cases, particularly in points passed by the Court of Appeals of Kentucky:

Banks vs. Sergent 104 Ky. 843.

Hall vs. Martin 183 Ky. 120.

Harrison vs. Sproud 129 Ky. 193.

Cole vs. Nunnely 140 Ky. 138.

Schoomaker vs. Dunlap 180 Ky. 835.

Butler vs. Robinson 58 Ky. 101.

Ford vs. Hopkins 141 Ky. 181.

Orr vs. Kevil 124 Ky. 720.

Scholl vs. Bell 125 Ky. 750.

Allen vs. Griffith 160 Ky. 528.

The substance of all of those opinions is to the effect that where more than twenty per cent of the voters of a precinct cast their votes openly upon the table, in the presence of the election officers and others, or in a booth while being observed by election officers or others, without first having been duly sworn, showing their inability to mark for themselves, their ballots in secrecy, that such method of voting is illegal, and

the election in that precinct should be declared invalid, and to quote from the opinion of the Court of Appeals, we would cite the case of Hall vs. Martin, 183 Ky. 120, in which case the Court said, in reference to the precincts in question in that case, known and called Clear Creek and Antioc Precincts which were the precincts in issue, and over the conduct of the election in which precincts the contest was instituted:

"The election in Clear Creek and Antioc Precincts was void since it is undisputably shown that in each of them, anywhere from one-third to more than one-half of the votes cast was done so in the open, on the table, without any of the voters being previously sworn, and as stated in the case referred to, such a method of voting is illegal and violative of the provisions of Section 147 of the Constitution, providing for a secret ballot, and when as many as one-fifth of the votes cast are voted in that manner, the election should be declared invalid. In the Straud case, the testimony showed only about twenty per cent of the voters in the precinct contested, to have voted openly, upon the table, without being sworn, and in passing upon the effect which that fact had upon the election, this Court stated:

"And when the officers permit such numbers of voters to violate the secrecy of the ballot as was done in this case, as to materially affect the result of the election, it is not a lawful, election, and will be held void on that account. Such an election is but a partial election. Instead of ascertaining the popular will, it frustrates its legal expression. It would substitute the result of fraud or gross official ignorance and misconduct for the result of legal votes legally cast."

And other opinions of the Court of Appeals, cited above, reaffirm as the rule in Kentucky, that where twenty per cent or more of the voters of a precinct, disregard the election laws and vote openly upon the table, that the election in that precinct should be disregarded, but we add to our report a part of the opinion of the Court of Appeals, bearing particu-

larly upon this point, in the case of Banks vs. Sergent, 104 Ky. 843, in which the Court said:

"It appears that at precinct No. 1 the officers of election had whisky in the voting room and used it themselves on that day and permitted persons—an election officer or inspector or challenger, as the case might be—in many instances to accompany the voter into the booth where he stenciled his ballot ant permitted persons other than voters in the room or to remain in the room during election hours as well as while the canvass was had and certificates were prepared. This was all in violation of the express letter, as well as the spirit of the law. In precinct No. 6 it is admitted, by both appellant and appellee, that 15 persons who had been disfranchised were permitted to vote and the ballot stubs show that most of these voted early and within the election hours. These 15 with the 30 who voted after 4 o'clock would make nearly half of the vote at No. 6 precinct illegal. These illegal votes were all cast when the judges of the election knew they were illegal. In precinct No. 5 it is not clear at what hour the polls closed, but we will assume that they were closed at the right time. It is shown that at precinct No. 5 fully 75 persons had their ballots marked on the table by some officer of the election, without any disability being shown and without swearing the voter. The proof shows that the method adopted at this precinct was that the voter would be furnished with a card or slip of paper by some party on the outside before he went in to vote, and on the card were written the names of the parties he desired to vote for, and when the voter went in to vote he would present this card, and one of the election officers would read it aloud, while another officer, usually the clerk would make the ballot, and it was then deposited in the box. Again, it is shown that at this precinct the booths were placed near a window with the window lights out, and large cracks in the house, it being a log house; that when the voter went into the booth to vote (such as did go in) it could be seen by the persons outside how he marked his ballot; and it is shown that

one occasion a candidate stood at the window and asked the voter to 'Remember me.' (This candidate was not for Sheriff). Further it is shown that when the count of the votes was in progress two of the officers—the clerk and another—did the counting and at least one other officer sweetly slept. This precinct gave appellant 90 majority. It seems to us that at precinct No. 5 the officers of the election wholly failed to hold the election under the law. It was in no sense a secret ballot. The secrecy of the ballot is the fundamental idea of all elections, and this is required by the Constitution as well as by statute. This central idea being disregarded in this precinct, and a practical viva voce election held, as the proof shows, we are of opinion that the returns therefrom should be disregarded."

The committee respectfully ask the adoption of this report.

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Chairman.

Mr. Duffy moved that said report be adopted.

Mr. Richardson offered the following motion, viz:

BRYCE CUNDIFF.....*Contestant*

vs.

J. H. JOHNSON.....*Contestee*

MOTION TO RECOMMIT WITH INSTRUCTIONS.

It is hereby moved that this contest be sent back and re-committed to the Contest Committee having charge of same, with instructions to said Committee that it consider, in connection with the other proof, the proof offered by the contestee as to irregularities, frauds and violations of the elec-

tion laws committed in behalf of the contestant in Elson, Leatherwood, Caney, Taulbee and Rock Lick Precincts, in Breathitt County, and, after having considered said proof in connection with the proof already considered, that the Committee report its findings to this House.

After a time Mr. Meyers moved the previous question.

Said motion was agreed to.

The motion of Mr. Richardson was disagreed to.

The yeas and nays being required thereon by Messrs. Bosworth and Richardson were as follows, viz:

Those who voted in the affirmative were—

R. M. Amos	N. T. Hopkins	James Park
J. F. Bosworth	Frank J. Humbert	S. R. Powell
Thos. Bowman	R. O. Huntsman	J. L. Richardson
Sam A. Cary	J. T. Jennings	Reuben E. Skaggs
Chas. Chandler	Ira Jones	Geo. F. Thompson
E. B. Cross	Wright Kelly	H. Q. Thompson
J. C. Day	Oscar Leibson	John M. Tinsley
Dr. H. M. Fultz	Ed. P. Murrah	Chas. B. Truesdell
Oscar P. Harvey	R. D. McMurtry	John L. Trumbo
Thos. O. Holder	Geo. W. Newman	Fred C. Vanhoose

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Those who voted in the negative were—

Samuel W. Adams	G. Givens Dixon	Ed. A. Gullion
B. C. Beckmann	A. W. Dorsey	J. Edgar Hadden
J. E. Bickett	G. Lucien Drury	Arch L. Hamilton
W. M. Boling	H. C. Duffy	H. C. Hawkins
Berl Boyd	W. D. Duncan	David J. Howard
John E. Brown	George W. Ellis	Lester Jeter
W. R. Button	Mrs. M. E. Flannery	H. R. Lawrence
Lee Clark	Emery L. Frazier	Leon P. Lewis
O. A. Denton	Bryant Green	Martin Light

Rufus Lisle
C. C. May
Harry J. Meyers
Harry B. Miller
Claude D. Minor
R. C. Moore
B. A. Muster
C. D. McCaw
W. T. McGuire
Chas. A. Nelson
D. A. O'Donovan
C. C. Oney
Brodie Payne
H. Walter Pierce
Arch M. Quarles
R. I. Rice
Arthur Saunders
Lee L. Simons
George W. Smith
Ira D. Smith
R. F. Stewart
Frank L. Strange
H. V. Thompson
S. G. Thornberry
D. D. Thornberry
Garnett W. Tolin
N. I. Toombs
Oscar Vest
Geo. C. Waggoner
W. T. Walker
W. S. Wallen
W. D. Watkins
W. G. Wheeler
J. B. Wicker
T. C. Willis

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The motion of Mr. Duffy that the report of the Committee be adopted was agreed to.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz:

Those who voted in the affirmative were—

Samuel W. Adams
B. C. Beckmann
J. E. Bickett
W. M. Boling
Berl Boyd
John E. Brown
W. R. Button
Lee Clark
O. A. Denton
G. Givens Dixon
A. W. Dorsey
G. Lucien Drury
H. C. Duffy
W. D. Duncan
George W. Ellis
Mrs. M. E. Flannery
Emery L. Frazier
Bryant Green
Ed. A. Gullion
J. Edgar Hadden
Arch L. Hamilton
H. C. Hawkins
David J. Howard
Lester Jeter
H. R. Lawrence
Leon P. Lewis
Martin Light
Rufus Lisle
C. C. May
Harry J. Meyers
Harry B. Miller
Claude D. Minor
R. C. Moore
S. H. Moore
B. A. Muster
C. D. McCaw
W. T. McGuire
Chas. A. Nelson
D. A. O'Donovan
C. C. Oney
Brodie Payne
H. Walter Pierce
Arch M. Quarles
R. I. Rice
Arthur Saunders
Lee L. Simons
George W. Smith
Ira D. Smith
R. F. Stewart
Frank L. Strange
H. V. Thompson
S. G. Thornberry
D. D. Thornberry
Garnett W. Tolin
N. I. Toombs
Oscar Vest
Geo. C. Waggoner
W. T. Walker
W. S. Wallen
W. D. Watkins
W. G. Wheeler
J. B. Wicker
T. C. Willis

—62

Those who voted in the negative were—

R. M. Amos	N. T. Hopkins	James Park
J. F. Bosworth	Frank J. Humbert	S. R. Powell
Thos. Bowman	R. O. Huntsman	J. L. Richardson
Sam A. Carv	J. T. Jennings	Reuben E. Skaggs
Chas. Chandler	Ira Jones	Geo. F. Thompson
E. B. Cross	Oscar Leibson	H. Q. Thompson
J. C. Day	Ed. P. Murrah	John M. Tinsley
Dr. H. M. Fultz	R. D. McMurtry	Chas. B. Truesdell
Oscar P. Harvey	E. E. Nelson	John L. Trumbo
Thos. O. Holder	Geo. W. Newman	Fred C. Vanhoose

—30

Mr. Ira D. Smith moved that the vote by which said report was adopted be reconsidered and that said motion lie on the table.

Said motion was agreed to.

Mr. Meyers moved that a Committee be appointed by the Speaker to escort the newly seated Member from the Legislative District composed of Breathitt and Lee, the Hon. Bryce Cundiff, to the floor of the Chamber of this House and to also invite the Chief Justice to administer the oath of the Constitution to said Cundiff.

Thereupon the Speaker appointed Messrs. Meyers, Hamilton and Miller as Members constituting said Committee.

After a time the Committee appeared upon the floor of the Chamber of this House with the Hon. Bryce Cundiff, newly seated Member, who appeared before the bar of the House and took the oath of office as provided by the Constitution.

A message was received from the Senate announcing that they had passed a bill entitled:

S. B. 10. An Act establishing the fiscal year of the Counties of the Commonwealth of Kentucky.

Said bill was ordered printed and referred to the Committee on Kentucky Statutes.

That the Governor had returned to the Senate without his approval a bill which originated in the Senate entitled:

S. Res. 7. Joint resolution authorizing the Senate and House of Representatives to employ one Page and one Assistant Doorkeeper for Senate and Stenographer and Assistant Doorkeeper for House.

Together with his reasons therefor.

That the Senate had in accordance with the provisions of the Constitution proceeded to reconsider said bill and had passed the same, the objections of the Governor to the contrary notwithstanding.

Said bill, together with the reasons of the Governor,, were delivered to the House.

(For bill see Journal Jany. 12th.)

Mr. Hamilton moved that the committee heretofore appointed by the Speaker of the House be directed to escort to the floor of this Chamber Sergeant Woodfill.

After a time the said committee appeared upon the floor of the House Chamber with the said Sergeant Woodfill.

Mr. Waggoner moved that the House do now resolve itself into the Committee of the Whole for the purpose of hearing the address of Sergeant Woodfill.

Whereupon the Speaker vacated the Chair and designated Mr. Truesdell as Chairman of said Committee, who called the Committee to order and in appropriate address introduced the speaker.

After a time Mr. Truesdell of the Committee of the Whole reported that they had heard with pleasure a most interesting address.

The Speaker of the House having resumed the Chair,

Mr. Miller moved that the House do now adjourn until Monday, January 30th, at one o'clock P. M.

Said motion was agreed to.

The yeas and nays being required thereon by Messrs. Gullion and Brown were as follows, viz:

Those who voted in the affirmative were—

Samuel W. Adams	J. T. Jennings	Arch M. Quarles
R. M. Amos	Wright Kelly	J. L. Richardson
B. C. Beckmann	Oscar Leibson	Arthur Saunders
J. E. Bickett	Leon P. Lewis	Lee L. Simons
J. F. Bosworth	Martin Light	R. F. Stewart
W. R. Button	Rufus Lisle	Frank L. Strange
Chas. Chandler	C. C. May	H. V. Thompson
E. B. Cross	Harry J. Meyers	Geo. F. Thompson
G. Lucien Drury	Harry B. Miller	S. G. Thornberry
H. C. Duffy	Claude D. Minor	D. D. Thornberry
Dr. H. M. Fultz	R. C. Moore	Garnett W. Tolin
W. L. Gossett	S. H. Moore	N. I. Toombs
J. Edgar Hadden	W. T. McGuire	Chas. B. Truesdell
Oscar P. Harvey	E. E. Nelson	John L. Trumbo
H. C. Hawkins	Geo. W. Newman	Oscar Vest
N. T. Hopkins	D. A. O'Donovan	W. T. Walker
David J. Howard	C. C. Oney	W. S. Wallen
Frank J. Humbert	James Park	J. B. Wicker
R. O. Huntsman	S. R. Powell	

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Those who voted in the negative were—

W. M. Boling	A. W. Dorsey	Chas. A. Nelson
Thos. Bowman	W. D. Duncan	Brodie Payne
Berl Boyd	Emery L. Frazier	R. I. Rice
John E. Brown	Ed. A. Gullion	George W. Smith
Sam A. Cary	Thos. O. Holder	John M. Tinsley
Lee Clark	Ira Jones	Fred C. Vanhoose
O. A. Denton	H. R. Lawrence	W. D. Watkins
G. Givens Dixon	Ed. P. Murrah	—23

And then the House adjourned.

MONDAY, JANUARY 30, 1922.

The House was opened with prayer by the Rev. J. Howard Gibbons of the Protestant Episcopal Church of Frankfort.

The roll was called and the following Members answered to their names, viz:

Samuel W. Adams	W. D. Duncan	Martin Light
B. C. Beckmann	George W. Ellis	Rufus Lisle
J. E. Bickett	Mrs. M. E. Flannery	C. C. May
W. M. Boling	Emery L. Frazier	Harry J. Meyers
J. F. Bosworth	Dr. H. M. Fultz	Harry B. Miller
Thos. Bowman	W. L. Gossett	R. C. Moore
Berl Boyd	Bryant Green	S. H. Moore
John E. Brown	J. Edgar Hadden	Ed. P. Murrah
Sam A. Cary	Arch L. Hamilton	B. A. Muster
Chas. Chandler	H. C. Hawkins	C. D. McCaw
Lee Clark	Thos. O. Holder	W. T. McGuire
E. B. Cross	N. T. Hopkins	R. D. McMurtry
Bryce Cundiff	R. O. Huntsman	E. E. Nelson
J. C. Day	Lester Jeter	Chas. A. Nelson
O. A. Denton	Ira Jones	Geo. W. Newman
G. Givens Dixon	Wright Kelly	D. A. O'Donovan
A. W. Dorsey	H. R. Lawrence	C. C. Oney
G. Lucien Drury	Oscar Leibson	James Park
H. C. Duffy	Leon P. Lewis	Brodie Payne

H. Walter Pierce	Frank L. Strange	Oscar Vest
Arch M. Quarles	H. V. Thompson	Geo. C. Waggoner
R. I. Rice	Geo. F. Thompson	W. T. Walker
David I. Scott	S. G. Thornberry	W. S. Wallen
Lee L. Simons	John M. Tinsley	W. D. Watkins
Reuben E. Skaggs	Garnett W. Tolin	W. G. Wheeler
George W. Smith	N. I. Toombs	J. B. Wicker
Ira D. Smith	Chas. B. Truesdell	T. C. Willis
R. F. Stewart	Fred C. Vanhoose	

The reading of the Journal of yesterday's proceedings was dispensed with.

Ordered that Messrs. Richardson and Humbert be granted a leave of absence.

Mr. Wheeler offered the following resolution, viz:

H. Res. 11. Resolution providing for the appointment of a joint committee to inquire into and report on the campaign in the interest of the two Constitutional Amendments rejected by the people at the recent November Election.

Said Resolution was ordered to be printed and referred to the Committee on Appropriations.

Mr. Huntsman offered the following Resolution, viz:

Whereas, on December 9th, 1921, a violent and unlawful attack was made on the Breathitt County jail at Jackson, Kentucky, and,

Whereas, as a result of such attack Mrs. Oscar Allen, wife of the deputy jailer. and Albert Roberts, a seventeen-year-old boy and nephew of the jailer, sacrificed their lives, having been shot and killed, in a heroic defense of the jail and the persons confined therein; now therefore,

Be it resolved by the General Assembly of the Commonwealth of Kentucky:

That when the House adjourns on this day, it do so in the honor of and with respect to the memory of these dead heroes, the late Mrs. Oscar Allen and Albert Roberts, deceased, of Jackson, Kentucky.

Said Resolution was agreed to.

A message was received from the Senate announcing that they had passed a bill of the following title, viz:

S. B. 14. An Act to provide for the establishment of two Normal Schools for the training of white elementary teachers, and appropriating moneys for the maintenance and operation thereof.

Said bill was ordered printed and referred to the Committee on Normal Schools.

The Committees to which the same had been referred, reported bills of the following titles, viz:

By Mr. Boling of the Committee on Education No. 1.

H. B. 52. An Act to amend para. 3 of Sec. 8 of Chapter 36 of the Acts of the General Assembly of 1920, which Act created a County Board of Education, prescribed its duties, fixed the tenure of office and compensation of its members, and provided for the levy of a tax for common school purposes in each County, etc.

By Mr. Frazier of the Committee on Military Affairs.

H. B. 189. An Act to assist disabled ex-service men and women in obtaining from the Federal Government the relief

authorized by Acts of Congress, creating for that purpose the Kentucky Disabled Ex-service Men's Board, and appropriating funds therefor; providing for space in and stenographic assistance from the Adjutant General's office, and declaring an emergency to exist.

By Mr. Strange of the Committee on Public Roads and Highways.

H. B. 148. An Act providing that whoever furnishes work or labor, material or supplies, fixtures or machinery, or other thing of value to the lessee holding or owning a leasehold or any right conferred by any lease relating to oil, gas or other minerals, in the development or improvement of such leasehold shall have a lien on the leasehold or the entire interest of the lessee to secure the payment by the lessee for such work or labor, material or supplies, fixtures or machinery or other thing of value, and providing method for the enforcement of such lien.

By Mr. Denton of the Committee on Insurance, Life and Accident.

H. B. 97. An Act to repeal Sec. 659 of the Kentucky Statutes relating to Life Insurance and to substitute other provisions in lieu thereof.

With an Amendment thereto by way of a Substitute therefor.

By Mr. Ira Smith of the Committee on Suffrage and Elections.

H. B. 84. An Act regulating municipal elections in cities of the first class; regulating the manner of providing and printing ballots therefor, and the methods of voting in municipal elections in cities of the first class.

With an Amendment thereto.

By Mr. Ira Smith of the Committee on Suffrage and Elections.

H. B. 85. An Act to amend and re-enact Sec. 1475, Kentucky Statutes, Carroll's Edition, 1915, relating to illiterate, blind and disabled voters.

Upon a call of the Counties and Representative Districts, the following bills were introduced, ordered printed and referred as follows, viz:

By Mr. Frazier.

H. B. 267. An Act to amend Kentucky Statutes, Carroll's Edition, Vol. 3, 1918, Section 4882, known as and commonly called and referred to as the Workman's Compensation Act and giving to employees and their representatives a remedy at law in cases of negligence of employers.

To Committee on Judiciary.

By Mr. Bosworth.

H. B. 268. An Act to change time of holding Court in the 26th Judicial District and providing that the regular Grand Juries be summoned and penal and criminal cases be tried at certain specified terms unless the Court in emergency otherwise directs.

To Committee on Circuit Courts.

By Mr. Skaggs.

H. B. 269. An Act classifying motor vehicles; exempting them from all local ad valorem taxes; levying an ad val-

orem tax on them for State purposes; providing the purpose for which such tax shall be used and repealing all laws in conflict with this Act.

To Committee on Public Roads and Highways.

By Mr. H. V. Thompson.

H. B. 270. An Act to repeal Sec. 9 of Chapter 11 of the Acts of the Special Session of the General Assembly for the year of 1917, providing for a tax of 20 cents upon each $100.00, or fraction thereof, of indebtedness, secured by mortgage.

To Committee on Agriculture.

By same.

H. B. 271. An Act to amend Sec. 1 of Chapter 118 of the Acts of 1918, which is Sec. 4223d-1, Carroll's Kentucky Statutes of 1918, by striking from said Section the words "twenty per cent (20%)"; and inserting in lieu thereof the words, "one hundred per cent (100%)"; and by striking from said Section the following words, "provided, however, the minimum license for any stud horse shall be ten dollars ($10.00) and the minimum license for any jack shall be ten dollars ($10.00) and the minimum license for any bull shall be one dollar ($1.00)."

To Committee on Agriculture.

By same.

H. B. 272. An Act to provide for the Public Safety and for the erection and maintainance of an Automatic Electric Safety Gate, Light and Bell at or near grade crossings on all railroads and railways and public roads and highways in

this Commonwealth and to provide for the enforcement of this Act.

To Committee on Railroads.

By Mr. Ira D. Smith.

H. B. 273. An Act to amend and re-enact Sec. 328, Chapter 18, of the Kentucky Statutes, Carroll's Edition, relating to destitute and malterated children, and providing a penalty for parents' failure to support minor children.

To Committee on Juvenile Courts and Children's Homes.

By same.

H. B. 274. An Act to provide for the acceptance of the benefits of an Act passed by the Senate and House of Representatives of the United States of America in Congress Assembled, (H. R. 4438, approved June 2, 1920) entitled: "An Act to provide for the promotion of vocational rehabilitation of persons disabled in industry or otherwise and their return to civil employment to provide for the administration of same and to make appropriations for such purposes.

To Committee on Appropriations.

By same.

H. B. 275. An Act making an appropriation for completing the monument on the birthplace of Jefferson Davis at Fairview, Kentucky.

To Committee on Appropriations.

By Mr. Cary.

H. B. 276. An Act making the town of Burkesville a city of the Fifth Class.

To Committee on Cities of the Fifth and Sixth Class.

By Mr. Pierce.

H. B. 277. An Act requiring owners of land to fense against cattle which are driven along the public highways of this State.

To Committee on Agriculture.

By Mr. R. C. Moore.

H. B. 278. An Act to amend Chapter 110, Carroll's Kentucky Statutes, 1915 Edition.

To Committee on Agriculture.

By Mr. Hamilton.

H. B. 279. An Act to provide for the fixing of fees of appraisers of estates for inheritance taxes, amending Sec. 4281k of Chapter 198, Art. XIX, of the Kentucky Statutes, Carroll's Revised Edition, 1915, relating to the appointment of inheritance tax appraisers, notice to persons interested, how value of contingent estate estimated.

To Committee on Kentucky Statutes.

By same.

H. B. 280. An Act to promote the public safety, and creating, to that end, a State Police force, providing for the appointment of a Superintendent thereof, together with a Deputy Superintendent, clerical assistants, and the officers

and men who shall constitute the force, defining their powers and duties and manner of organization, and fixing their compensation, making an appropriation for the salaries and expenses connected therewith, and defining certain offenses in connection with the operation of this Act and prescribing penalties therefor.

To Committee on State Militia and Police.

By Mr. Gullion.

H. B. 281. An Act imposing a license tax on race tracks, at which races are run for purses or prizes, under the jurisdiction of the Kentucky State Racing Commission, and which license tax is in lieu of all other license, income, excise, special or franchise tax to the State of Kentucky, or any county, city, town, municipality or other political subdivision thereof.

To Committee on Racing.

By Mr. Watkins.

H. B. 282. An Act to provide for a State Board of Barber Examiners, with powers and duties defined and to regulate the occupation of a barber in this State and to prevent the spreading of contagious diseases and prescribing penalties for violations thereof.

To Committee on Public Health.

By Mr. Beckmann.

H. B. 283. An Act requiring persons on becoming twenty-one years of age to subscribe to an oath of citizenship.

To Committee on Municipalities.

By Mr. Watkins.

H. B. 284. An Act for the prevention of fraud and the protection of the public health, relating to milk, cream, skimmed milk, condensed, evaporated, or concentrated milk, powdered milk, dried milk and dessicated milk, ice cream, and their fluid derivatives; prohibiting the introduction of foreign fats into them, regulating the sale of and defining condense, concentrated and evaporated milk; stipulating penalties for the infraction thereof and providing for the enforcement thereof.

To Committee on Public Health.

By Mr. Leibson.

H. B. 285. An Act legalizing finger prints as evidence in the Courts of the Commonwealth of Kentucky.

To Committee on Criminal Law.

By Mr. L. P. Lewis.

H. B. 286. An Act to provide for the construction and maintenance, in cities of the first class, of memorials in honor of the soldiers and sailors furnished by such cities and the counties wherein situated, to the United States Army and Navy during the recent World War; providing for the voting of a bond issue in such cities and for the acceptance of gifts and donations, for such purposes; partially repealing Sec. 2827, Kentucky Statutes; and for related purposes, including the creation of a Memorial Commission in such cities.

To Committee on Municipalities.

By Mr. Adams.

H. B. 287. An Act to permit any Co-operative Marketing Associations organized in any State other than Kentucky under substantially the same restrictions and limitations established by the Bingham Co-operative Marketing Act, to use the word "Co-operative" as part of its corporate or other name or title for producers' co-operative marketing activities and declaring said organization not to be conspiracy nor an illegal monopoly.

To Committee on Agriculture.

By Mr. Meyers.

H. B. 288. An Act to license and regulate the business of making loans in sums of Three Hundred Dollars ($300) or less, to individuals pressed by lack of funds to meet immediate necessities, at a greater rate of interest than six per cent per annum; prescribing the rate of interest and charge therefor, and penalties for the violation thereof, and regulating the assignment of wages or salaries earned or to be earned, when given as security for any such loan; and repealing Sec. 4758a, Carroll's Kentucky Statute (1915), and repealing so much of Sec. 4224, Carroll's Kentucky Statute (1915), as is inconsistent with this Act, and repealing all Acts and parts of Acts inconsistent with the provisions of this Act.

To Committee on Cities of Second Class.

By Mr. Amos.

H. B. 289. An Act to prevent the misrepresentation and false branding of dry goods, boots and shoes, clothing and materials of which same may be made.

To Committee on Manufacturing.

By same.

H. B. 290. An Act to amend the State road law as passed by the General Assembly of 1920 to include that portion of the Dixie Highway from Russellville to the Tennessee line via Adairville, Kentucky; and to include that portion of the Russellville-Clarksville road between Russellville and intersecting the Dixie Bee Line highway at old Graysville in Todd County, Kentucky.

To Committee on Public Roads and Highways.

By Mr. Boling.

H. B. 291. An Act to amend an Act entitled: "An Act relating to roads and bridges and known as Chapter 11 of the laws of Kentucky for the year 1920."

To Committee on Public Roads and Highways.

By Mr. Brown.

H. B. 292. An Act to amend and re-enact Sec. 7 and 8 of Chapter 34 of the Sessions Acts of the General Assembly of 1920, said Act being entitled: "An Act creating the Kentucky Geological Survey, designating its executive officer and his duties and providing funds for its maintenance."

To Committee on Geological Survey.

By same.

H. B. 293. An Act to provide for the establishment and operation of Credit Unions in the Commonwealth of Kentucky.

To Committee on Agriculture.

By Mr. Strange.

H. B. 294. An Act exempting State and County Fairs having for their object the advancement of the State and

County from the payment of license fees on shows, concerts and exhibitions given in connection with same.

To Committee on Revenue and Taxation.

The House took up for consideration from the Calendar, bills of the following titles, viz:

H. B. 38. An Act to amend sub-section 4 of Section 497, Kentucky Code, relating to money of interest.

H. B. 194. An Act conferring additional powers upon the Legislative body or Governing Authorities of Cities of the Fourth Class.

H. B. 66. An Act prohibiting the appearance of persons clothed only in bathing costume upon the public highways of this Commonwealth, upon the streets of towns or villages having no public protection.

H. B. 35. An Act to suppress and prohibit the issuance, distribution, gift, supplying or procurrance of trading stamps by any trading stamp company, persons, firms, corporations or merchants, and to prohibit the redemption of any trading stamps by any trading stamp company, persons, firms, corporation or merchants; and to prohibit the advertisement of the issuance, distribution, gift supplying or procurrance of trading stamps; and to prohibit the acceptance of any trading stamps by any person; and providing penalties for violations of its provisions.

H. B. 121. An Act to amend Sec. 2488 of Kentucky Statutes relating to liens of employees.

H. B. 186. An Act to amend and re-enact Sec. 528, Kentucky Statutes, Carroll's Edition, 1915, relating to the duties of Coroners.

H. B. 199. An Act to provide for the cost of Fiduciaries' Bonds and for charging the payment thereof to the estate in the hands of the Fiduciary.

H. B. 88. An Act adopting as the law of the Commonwealth of Kentucky the addition of the Kentucky Statutes compiled and edited by John D. Carroll, and issued in the year one thousand nine hundred and fifteen and the Supplement thereto compiled and edited by the Baldwin Law Book Company, and issued in the year one thousand nine hundred and eighteen, and being volume 111 of the Kentucky Statutes.

H. B. 196. An Act to regulate the brokerage business.

H. B. 224. An Act relating to pensions for indigent or disabled Confederate soldiers amending Sec. 1 of Chapter 121, Acts General Assembly, Session of 1918, and amending Sec. 23 of Chapter 35, Acts of General Assembly of 1914, both acts relating to the same subject.

H. B. 76. An Act to amend Sec. 4023, Art. 1, Chapter 108, Kentucky Statutes, Vol. 3, Carroll's Edition, 1918, relating to general revenue laws by adding thereto the language hereafter set out.

Ordered that said bills be read the second time.

The Constitutional provisions as to the second reading of said bills at length being dispensed with, said bills were read the second time by their titles.

Ordered that said bills be placed in the Orders of the Day.

The House took up for consideration from the Clerk's desk a resolution entitled:

S. Res. 7. Joint Resolution authorizing the Senate and the House of Representatives to employ one page and one

assistant doorkeeper for Senate and stenographer and assistant doorkeeper for House.

(For Resolution, see House Journal of January 12.)

Mr. Brown moved that said bill be reconsidered in accordance with the provisions of the Constitution.

Said motion was agreed to.

The question being taken on the passage of said Resolution, the objections of the Governor to the contrary notwithstanding, were as follows, viz:

Those who voted in the affirmative were—

Samuel W. Adams	H. C. Hawkins	Brodie Payne
B. C. Beckmann	Thos. O. Holder	H. Walter Pierce
W. M. Boling	David J. Howard	Arch M. Quarles
Berl Boyd	R. O. Huntsman	R. I. Rice
John E. Brown	S. B. Lane	Lee L. Simons
W. R. Button	H. R. Lawrence	George W. Smith
Bryce Cundiff	Leon P. Lewis	Ira D. Smith
O. A. Denton	Martin Light	R. F. Stewart
G. Givens Dixon	Rufus Lisle	Frank L. Strange
A. W. Dorsey	C. C. May	H. Q. Thompson
G. Lucien Drury	Harry J. Meyers	D. D. Thornberry
H. C. Duffy	Harry B. Miller	Garnett W. Tolin
W. D. Duncan	R. C. Moore	N. I. Toombs
George W. Ellis	S. H. Moore	Oscar Vest
Mrs. M. E. Flannery	B. A. Muster	W. T. Walker
Emery L. Frazier	C. D. McCaw	W. S. Wallen
Bryant Green	W. T. McGuire	W. D. Watkins
Ed. A. Gullion	Chas. A. Nelson	W. G. Wheeler
J. Edgar Hadden	D. A. O'Donovan	J. B. Wicker
Arch L. Hamilton	C. C. Oney	T. C. Willis

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Those who voted in the negative were—

R. M. Amos	Chas. Chandler	J. C. Day
Thos. Bowman	Lee Clark	Dr. H. M. Fultz
Sam A. Cary	E. B. Cross	N. T. Hopkins

Lester Jeter	R. D. McMurtry	Geo. F. Thompson
Wright Kelly	Geo. W. Newman	H. Q. Thompson
Oscar Leibson	James Park	John M. Tinsley
Ed. P. Murrah	David I. Scott	Chas. B. Truesdell

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And so said Resolution was passed by the House in accordance with the provisions of the Constitution over the objections and veto of the Governor.

Ordered that said Resolution and the proceedings had thereon be reported and delivered to the Senate.

The House took up for consideration from the Orders of the Day, a bill entitled:

H. B. 130. An Act to repeal an Act concerning dwelling houses of cities of the first class.

Mr. Beckmann moved that said bill be recommitted to the Committee on Municipalities with leave to report at any time.

Said motion was agreed to.

The House took up for consideration from the Orders of the Day, a bill entitled:

H. B. 48. An Act to amend and re-enact Sec. 2627 of the Kentucky Statutes, compiled by the Hon. John D. Carroll.

Said bill is as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That Section 2627 of the Kentucky Statutes of 1915, compiled by the Honorable John D. Carroll, be amended and re-enacted, so that said section as amended and re-enacted shall read as follows:

Each registered pharmacist shall annually during the month of January, if he desires to continue in such business, pay to the Secretary of the Kentucky Board of Pharmacy a renewal fee, to be fixed by the board, which shall not exceed four dollars, for which he shall receive a renewal of said registration. Each registered assistant pharmacist shall annually during the month of January, if he desires to continue in such business, pay to the Secretary of the Kentucky Board of Pharmacy a renewal fee, to be fixed by the board, which shall not exceed three dollars, for which he shall receive a renewal of registration; and each registered pharmacist and registered assistant pharmacist shall keep the same conspicuously exposed in his place of business. The Kentucky Board of Pharmacy shall each year turn over to the Kentucky Pharmaceutical Association for the advancement of the Art and Science of Pharmacy, out of the annual renewal fees collected by it, such sum as it may deem advisable, but not to exceed two dollars, for each registered pharmacist and registered assistant pharmacist who shall have paid his renewal fee during such year. Every registered pharmacist, and registered assistant pharmacist, shall, within ten days after changing his place of business, as designated by his certificate, notify the Secretary of the Kentucky Board of Pharmacy of his new place of business, and enclose a fee of fifty cents, upon receipt of which the secretary shall make the necessary change in his register. Any registered pharmacist or registered assistant pharmacist who shall fail or neglect to procure his annual renewal of registration, or to comply with the other provisions of this section, shall forfeit his right to act either as a registered pharmacist, or registered assistant pharmacist, at the expiration of sixty days from the time of notice of such failure to comply with the provisions of this section shall have been mailed to his last address by the Secretary of the Board. The secretary of the board shall annually publish a list of all persons who are duly registered pharmacists, and assistant pharmacists in this Commonwealth, and shall mail a copy of same

to each registered pharmacist, or assistant registered pharmacist. It shall be the duty of the secretary to erase from the register the name of any registered pharmacist, or assistant registered pharmacist, who may have died, or has forfeited his right under the law to do business in this Commonwealth. Any registered pharmacist, or registered assistant pharmacist who shall fail to secure his annual renewal registration for a period of five consecutive years shall not be entitled to renew his registration except upon passing a satisfactory examination before the Kentucky Board of Pharmacy.

Ordered that said bill be read the third time.

The Constitutional provision as to the third reading of the said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz:

Those who voted in the affirmative were—

R. M. Amos	Arch L. Hamilton	R. I. Rice
B. C. Beckmann	David J. Howard	David I. Scott
W. M. Boling	Oscar Leibson	Lee L. Simons
J. F. Bosworth	Leon P. Lewis	George W. Smith
Thos. Bowman	Martin Light	R. F. Stewart
Chas. Chandler	Harry J. Meyers	Frank L. Strange
Lee Clark	Harry B. Miller	H. Q. Thompson
E. B. Cross	Ed. P. Murrah	S. G. Thornberry
O. A. Denton	C. D. McCaw	John M. Tinsley
G. Givens Dixon	W. T. McGuire	Garnett W. Tolin
A. W. Dorsey	R. D. McMurtry	Chas. B. Truesdell
G. Lucien Drury	E. E. Nelson	Fred C. Vanhoose
W. D. Duncan	Geo. W. Newman	Oscar Vest
George W. Ellis	Brodie Payne	Geo. C. Waggoner
Mrs. M. E. Flannery	H. Walter Pierce	W. T. Walker
Dr. H. M. Fultz	S. R. Powell	W. D. Watkins
Ed. A. Gullion	Arch M. Quarles	T. C. Willis

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Those who voted in the negative were—

Samuel W. Adams	J. T. Jennings	C. C. Oney
Berl Boyd	Lester Jeter	James Park
John E. Brown	Ira Jones	Reuben E. Skaggs
Bryce Cundiff	S. B. Lane	Ira D. Smith
H. C. Duffy	H. R. Lawrence	H. V. Thompson
Emery L. Frazier	C. C. May	Geo. F. Thompson
J. Edgar Hadden	R. C. Moore	D. D. Thornberry
H. C. Hawkins	S. H. Moore	N. I. Toombs
N. T. Hopkins	B. A. Muster	W. S. Wallen
R. O. Huntsman	Chas. A. Nelson	J. B. Wicker

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Resolved that the title thereof be as aforesaid.

The House took up for consideration from the Orders of the Day a bill entitled:

H. B. 126. An Act to repeal Chapter 1 of the Acts of the General Assembly of 1916 now Sections 201c-1, 201c-2, 201c-3, 201c-4, 201c-5, 201c-6, 201c-7, 201c-8, 201c-9, 201c-10, 201c-11, 201c-12, 201c-13, Carroll's 1918 Edition, Kentucky Statutes, entitled: "An Act to make it unlawful for any common carrier of passengers in this State to issue or give, and for any person to accept or use, or attempt to use, except as provided in this Act, any free pass or free transportation; and requiring such carriers to file in the office of the Attorney General verified reports of free passes or free transportation issued, and prescribing penalties for violations of its provisions."

Said Bill is as follows, viz:

Be it resolved by the General Assembly of the Commonwealth of Kentucky:

That Chapter 1 of the Acts of the General Assembly of 1916, now Sections 201c-1, 201c-2, 201c-3, 201c-4, 201c-5, 201c-6, 201c-7, 201c-8, 201c-9, 201c-10, 201c-11, 201c-12 and 201c-13,

Carroll's 1918 Edition, Kentucky Statutes, entitled "An Act to make it unlawful for any common carrier of passengers in this state to issue or give, and for any person to accept or use, or attempt to use, except as provided in this Act, any free pass or free transportation; and requiring such carriers to file in the office of the Attorney General verified reports of free passes or free transportation issued, and prescribing penalties for violations of its provisions," be and the same is hereby repealed.

Mr. Lawrence moved that said bill lie on the table.

Said motion was disagreed to.

The yeas and nays being demanded thereon by Messrs. Lawrence and Vanhoose were as follows, viz:

Those who voted in the affirmative were—

W. M. Boling	David J. Howard	R. F. Stewart
Berl Bovd	Lester Jeter	Frank L. Strange
John E. Brown	Ira Jones	S. G. Thornberry
G. Givens Dixon	H. R. Lawrence	Fred C. Vanhoose
A. W. Dorsey	Leon P. Lewis	Geo. C. Waggoner
G. Lucien Drury	R. C. Moore	W. T. Walker
H. C. Duffy	Chas. A. Nelson	W. D. Watkins
Mrs. M. E. Flannery	R. I. Rice	W. G. Wheeler
H. C. Hawkins	Lee L. Simons	
N. T. Hopkins	Ira D. Smith	—28

Those who voted in the negative were—

R. M. Amos	J. C. Day	Ed. A. Gullion
B. C. Beckmann	O. A. Denton	J. Edgar Hadden
J. E. Bickett	W. D. Duncan	Arch L. Hamilton
Thos. Bowman	George W. Ellis	Thos. O. Holder
Sam A. Cary	Emery L. Frazier	R. O. Huntsman
Chas. Chandler	Dr. H. M. Fultz	J. T. Jennings
E. B. Cross	W. L. Gossett	S. B. Lane
Bryce Cundiff	Bryant Green	Oscar Leibson

Martin Light	Geo. W. Newman	Jas. H. Thompson
Rufus Lisle	D. A. O'Donovan	D. D. Thornberry
C. C. May	C. C. Oney	John M. Tinsley
Harry J. Meyers	James Park	Garnett W. Tolin
Harry B. Miller	Brodie Payne	N. I. Toombs
S. H. Moore	H. Walter Pierce	Chas. B. Truesdell
Ed. P. Murrah	S. R. Powell	Oscar Vest
B. A. Muster	Arch M. Quarles	W. S. Wallen
C. D. McCaw	Reuben E. Skaggs	J. B. Wicker
W. T. McGuire	George W. Smith	T. C. Willis
R. D. McMurtry	Geo. F. Thompson	
E. E. Nelson	H. Q. Thompson	—58

Mr. Meyers moved that this Session of the House be extended until the matter under discussion was disposed of.

Said motion was agreed to.

Mr. Hamilton moved the previous question.

Said motion was disagreed to.

Mr. Frazier moved the previous question.

Said motion was agreed to.

Ordered that said bill be read the third time.

The Constitutional provision as to the third reading of said bill at length being dispensed with, it was read the third time by its title and rejected.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz:

Those who voted in the affirmative were—

Sam A. Cary	J. C. Day	Arch L. Hamilton
Chas. Chandler	W. L. Gossett	H. C. Hawkins
Bryce Cundiff	J. Edgar Hadden	Thos. O. Holder

N. T. Hopkins	C. D. McCaw	Garnett W. Tolin
R. O. Huntsman	R. D. McMurtry	N. I. Toombs
J. T. Jennings	E. E. Nelson	Chas. B. Truesdell
Wright Kelly	Geo. W. Newman	John L. Trumbo
Rufus Lisle	D. A. O'Donovan	Oscar Vest
C. C. May	George W. Smith	W. S. Wallen
Harry J. Meyers	H. Q. Thompson	J. B. Wicker
Harry B. Miller	John M. Tinsley	—32

Those who voted in the negative were—

Samuel W. Adams	Bryant Green	Arch M. Quarles
R. M. Amos	Ed. A. Gullion	R. I. Rice
J. E. Bickett	David J. Howard	David I. Scott
W. M. Boling	Lester Jeter	Lee L. Simons
J. F. Bosworth	Ira Jones	Reuben E. Skaggs
Thos. Bowman	S. B. Lane	Ira D. Smith
Berl Boyd	H. R. Lawrence	R. F. Stewart
John E. Brown	Oscar Leibson	Frank L. Strange
Lee Clark	Leon P. Lewis	H. V. Thompson
E. B. Cross	Martin Light	Geo. F. Thompson
O. A. Denton	R. C. Moore	S. G. Thornberry
G. Givens Dixon	S. H. Moore	D. D. Thornberry
A. W. Dorsey	Ed. P. Murrah	Fred C. Vanhoose
G. Lucien Drury	B. A. Muster	Geo. C. Waggoner
H. C. Duffy	W. T. McGuire	W. T. Walker
W. D. Duncan	Chas. A. Nelson	W. D. Watkins
George W. Ellis	C. C. Oney	J. B. Wicker
Mrs. M. E. Flannery	Brodie Payne	T. C. Willis
Emery L. Frazier	H. Walter Pierce	—56

Mr. Lawrence moved that the vote by which said bill was rejected be reconsidered and that said motion lie on the table.

Said motion was agreed to.

And then the House adjourned.

TUESDAY, JANUARY 31, 1922.

The House was opened with prayer by the Rev. J. Howard Gibbons of the Protestant Episcopal Church of Frankfort.

The roll was called and the following Members answered to their names, viz:

Samuel W. Adams	H. C. Hawkins	H. Walter Pierce
R. M. Amos	Thos. O. Holder	S. R. Powell
B. C. Beckmann	N. T. Hopkins	Arch M. Quarles
J. E. Bickett	David J. Howard	R. I. Rice
W. M. Boling	J. T. Jennings	Arthur Saunders
J. F. Bosworth	Ira Jones	David I. Scott
Thos. Bowman	Wright Kelly	Lee L. Simons
Berl Boyd	S. B. Lane	Reuben E. Skaggs
John E. Brown	H. R. Lawrence	George W. Smith
W. R. Button	Oscar Leibson	Ira D. Smith
Sam A. Cary	Leon P. Lewis	R. F. Stewart
Chas. Chandler	Martin Light	Frank L. Strange
Lee Clark	Rufus Lisle	H. V. Thompson
E. B. Cross	C. C. May	Geo. F. Thompson
Bryce Cundiff	Harry J. Meyers	H. Q. Thompson
J. C. Day	Harry B. Miller	S. G. Thornberry
O. A. Denton	Claude D. Minor	D. D. Thornberry
G. Givens Dixon	R. C. Moore	John M. Tinsley
A. W. Dorsey	S. H. Moore	Garnett W. Tolin
G. Lucien Drury	Ed. P. Murrah	N. I. Toombs
H. C. Duffy	B. A. Muster	Chas. B. Truesdell
W. D. Duncan	C. D. McCaw	John L. Trumbo
George W. Ellis	W. T. McGuire	Fred C. Vanhoose
Mrs. M. E. Flannery	R. D. McMurtry	Oscar Vest
Emery L. Frazier	E. E. Nelson	Geo. C. Waggoner
Dr. H. M. Fultz	Chas. A. Nelson	W. T. Walker
W. L. Gossett	Geo. W. Newman	W. S. Wallen
Bryant Green	D. A. O'Donovan	W. D. Watkins
Ed. A. Gullion	C. C. Oney	W. G. Wheeler
J. Edgar Hadden	James Park	J. B. Wicker
Arch L. Hamilton	Brodie Payne	T. C. Willis

The reading of the Journal of yesterday's proceedings was dispensed with.

The Committees to which same had been referred reported bills of the following titles, viz:

By Mr. Meyers of the Committee of Cities of Second and Third Class.

H. B. 187. An Act to amend and re-enact Sub-section 6 of Sec. 3480b, Kentucky Statutes, relating to the nomination of candidates for Commissioners and for Mayor and for Police Judge of Third Class Cities.

By same.

H. B. 256. An Act empowering cities of the Third Class to condemn land for cemetery purposes.

By same.

H. B. 172. An Act making it unlawful to practice deceit in attempting to solicit money or other things of value by falsely pretending to be blind, deaf, dumb, without arms or legs or otherwise physically deficient or suffering from any physical defect or deformity and providing penalty therefor.

By same.

H. B. 134. An Act making it unlawful for any person, firm or corporation, employing others, in this Commonwealth, to adopt, or establish, or use any daylight saving or other standard time with reference to such employment, other than the standard central time of the United States, and providing penalty therefor.

By same.

H. B. 243. An Act amending and re-enacting Sec. 25 of an Act entitled "An Act creating Boards of Education for

Cities of the Second Class, providing for the election thereof, defining their powers and duties, and repealing all laws in conflict therewith, approved, March 19, 1912, and is now Sec. 3225a-25, Carroll's Kentucky Statutes.

By same.

H. B. 105. An Act relating to, fixing the time when, the question of annexation by any city of the Second Class of a city of the Second, Third or Fourth Class as provided in Sec. 3050a, Kentucky Statutes, Carroll's Edition, 1915, may again be taken up and submitted to an election, after it has been once elected.

By same.

S. B. 31. An Act authorizing the Fiscal Court in each County having therein a city of the Second Class to adopt, provide for, and maintain a system of general indexing of the records of all the real estate in said County.

By Mrs. Flannery of the Committee on Confederate Home.

H. B. 111. An Act to amend Sec. 1 and 2 of an Act approved March 28, 1918, amending Chapter 22d, Sec. 415d, Subsections 6 and 15, relating to Confederate Home.

By Mr. Boling of the Committee on Education No. 1.

H. B. 237. An Act to amend Sections 7, 10, 11, 12 and 14 of Chapter 36 of Acts of General Assembly of Kentucky passed at the regular Session, 1920, and recorded in the 1920 Acts on page 148.

By Mr. Jeter of the Committee on Education No. 2.

H. B. 170. An Act to amend and re-enact, as amended, Sec. 31 of an Act entitled, "An Act defining boundaries for School Districts embracing cities of the Fourth Class, and providing systems of schools in such districts, and creating Boards of Education for such districts, providing for election thereof, defining their powers and duties, and repealing all laws in conflict therewith," approved March 13, 1920.

By same.

H. B. 266. An Act to provide for the election of sub-district trustees in County Rural School Districts and defining their duties.

By Mr. Beckmann of the Committee on Municipalities.

H. B. 248. An Act to amend an Act entitled, "An Act for the government of cities of the first class," approved July 1, 1893, so as to enlarge the powers of cities of the first class, and to provide for the elimination of grade crossings of the public streets of such cities at grade over the tracks of steam or electric railroads, giving the Board of Public Works power to order and contract for the elimination of such crossings and power to provide for the character of crossing to be substituted therefor, and to designate the plans, specifications and terms under which said work is to be done; and further to provide for the method of apportioning the cost of such grade eliminations as between such cities and the railroad companies and city railway and interurban railway companies affected thereby.

By same.

H. B. 202. An Act to amend and re-enact Sec. 1777 of the Kentucky Statutes, Carroll's Edition, 1915, relating to Assessors in Counties having seventy-five thousand (75,000) population, increasing the maximum annual salary to be al-

lowed to Deputy or Assistant Assessors, from fifteen hundred ($1,500.00) dollars per annum to two thousand ($2,000.00) dollars per annum, and repealing conflicting laws.

By same.

H. B. 203. An Act authorizing cities of the First and Second Classes to create a city Planning Commission with power to make a survey and plan of the city and of land contiguous or related thereto; to provide for the regulation of the height, area and use of buildings and for zoning of the city and with power to approve the recording of plots and subdivisions of land.

By Mr. Muster of the Committee on State University.

H. B. 218. An Act empowering any University or Normal School which is maintained wholly or in part with funds furnished by the Commonwealth of Kentucky to acquire and condemn land and other property and material.

By Mr. Saunders of the Committee on Public Offices.

H. B. 54. An Act to amend and re-enact Sec. 4042a-8, Art. 2, Chapter 108, of an Act entitled, "An Act to abolish the Assessor's office and to provide in lieu thereof a County Tax Commission, etc."

The Committees to which same had been referred reported bills of the following titles, viz:

By Mr. Lisle of Committee on Agriculture.

H. B. 95. An Act entitled "An Act providing for the taxation of dogs, providing certain exemptions and providing for the distribution of the funds collected from such taxation."

By same.

H. B. 143. An Act declaring one male dog exempt from taxation to each housekeeper residing within this Commonwealth and fixing the license tax and amount thereof on each dog owned or kept by all persons in excess of said dog exempted.

By same.

H. B. 225. An Act making it unlawful for any one to suffer or permit their chickens or other fowls to run at large after due notice.

By same.

H. B. 34. An Act to amend Sec. 4 of Chapter 112 of the Acts of 1918, relating to dog tax.

By same.

H. B. 58. An Act giving each family in this Commonwealth the right to keep one dog free from taxation.

By same.

H. B. 89. An Act amending Sec. 68b-4 of Kentucky Statutes, volume 3, Carroll's Edition, 1918.

By Mr. Drury of the Committee on Court of Appeals.

H. B. 115. An Act to amend and re-enact Sec. 950 of Carroll's Edition, 1915, relating to the jurisdiction of the Court of Appeals.

By Mr. Lawrence of the Committee on Judiciary.

H. B. 219. An Act relating to crimes and punishment.

With the expression of opinion that said bills ought not to pass.

The question being taken on ordering said bills to a reading, the opinions of the Committees to the contrary notwithstanding, it was decided in the negative.

Mr. Lisle of the Committee on Agriculture, to which the same had been referred, reported a bill entitled:

H. B. 31. An Act to promote the sheep industry and provide a tax on dogs.

With the expression of opinion that same ought not to pass.

The question being taken on ordering said bill to a reading, the report of the Committee to the contrary notwithstanding, it was decided in the affirmative.

The yeas and nays being demanded thereon by Messrs. Wicker and Vanhoose were as follows, viz:

Those who voted in the affirmative were—

Samuel W. Adams	G. Lucien Drury	Wright Kelly
B. C. Beckmann	W. D. Duncan	H. R. Lawrence
J. E. Bickett	George W. Ellis	Leon P. Lewis
J. F. Bosworth	Mrs. M. E. Flannery	C. C. May
Thos. Bowman	Dr. H. M. Fultz	R. C. Moore
Sam A. Cary	W. L. Gossett	S. H. Moore
Lee Clark	Bryant Green	Ed. P. Murrah
E. B. Cross	J. Edgar Hadden	C. D. McCaw
Bryce Cundiff	Thos. O. Holder	W. T. McGuire
J. C. Day	N. T. Hopkins	E. E. Nelson
O. A. Denton	J. T. Jennings	Geo. W. Newman
A. W. Dorsey	Ira Jones	D. A. O'Donovan

C. C. Oney	Lee L. Simons	John L. Trumbo	
James Park	Reuben E. Skaggs	Fred C. Vanhoose	
Brodie Payne	George W. Smith	W. T. Walker	
H. Walter Pierce	Ira D. Smith	W. S. Wallen	
S. R. Powell	R. F. Stewart	W. D. Watkins	
R. I. Rice	Geo. F. Thompson	J. B. Wicker	
J. L. Richardson	H. Q. Thompson	T. C. Willis	
Arthur Saunders	N. I. Toombs		
David I. Scott	Chas. B. Truesdell		—61

Those who voted in the negative were—

R. M. Amos	David J. Howard	Arch M. Quarles	
W. M. Boling	Frank J. Humbert	Frank L. Strange	
John E. Brown	Lester Jeter	H. V. Thompson	
W. R. Button	S. B. Lane	S. G. Thornberry	
G. Givens Dixon	Martin Light	D. D. Thornberry	
H. C. Duffy	Rufus Lisle	Garnett W. Tolin	
Emery L. Frazier	Claude D. Minor	Oscar Vest	
Ed. A. Gullion	B. A. Muster	Geo. C. Waggoner	
Arch L. Hamilton	R. D. McMurtry		
H. C. Hawkins	Chas. A. Nelson		—28

Said bill was read at length the first time and ordered to be placed on the Calendar.

Mr. Pierce of the Committee on Fish and Game, to which same had been referred, reported a bill entitled:

H. B. 10. An Act to repeal Sec. 1938, Subsec. 85, Chapter 57, Carroll's 1915 Edition, Kentucky Statutes, Volume 3, relating to the hunting and killing of rabbits.

With the expression of opinion that said bill ought not to pass.

The question being taken on ordering said bill to a reading, the report of the Committee to the contrary notwithstanding, it was decided in the affirmative.

The yeas and nays being demanded thereon by Messrs. Boyd and Duncan were as follows, viz:

Those who voted in the affirmative were—

Samuel W. Adams	W. L. Gossett	R. I. Rice
B. C. Beckmann	Ed. A. Gullion	Lee L. Simons
J. E. Bickett	J. Edgar Hadden	George W. Smith
W. M. Boling	H. C. Hawkins	Ira D. Smith
Berl Boyd	N. T. Hopkins	R. F. Stewart
John E. Brown	Lester Jeter	H. Q. Thompson
Lee Clark	Ira Jones	D. D. Thornberry
E. B. Cross	H. R. Lawrence	N. I. Toombs
O. A. Denton	Leon P. Lewis	Chas. B. Truesdell
G. Givens Dixon	C. C. May	W. T. Walker
A. W. Dorsey	S. H. Moore	W. S. Wallen
W. D. Duncan	Chas. A. Nelson	W. D. Watkins
George W. Ellis	D. A. O'Donovan	W. G. Wheeler
Mrs. M. E. Flannery	C. C. Oney	J. B. Wicker
Emery L. Frazier	Brodie Payne	T. C. Willis
Dr. H. M. Fultz	H. Walter Pierce	—47

Those who voted in the negative were—

R. M. Amos	J. T. Jennings	Arch M. Quarles
J. F. Bosworth	Wright Kelly	J. L. Richardson
Thos. Bowman	Martin Light	David I. Scott
W. R. Button	Rufus Lisle	Reuben E. Skaggs
Chas. Chandler	Harry J. Meyers	Frank L. Strange
Bryce Cundiff	Harry B. Miller	H. V. Thompson
J. C. Day	Claude D. Minor	Geo. F. Thompson
G. Lucien Drury	R. C. Moore	S. G. Thornberry
H. C. Duffy	Ed. P. Murrah	John M. Tinsley
Bryant Green	B. A. Muster	John L. Trumbo
Arch L. Hamilton	W. T. McGuire	Fred C. Vanhoose
Thos. O. Holder	R. D. McMurtry	Oscar Vest
David J. Howard	Geo. W. Newman	Geo. C. Waggoner
R. O. Huntsman	S. R. Powell	—41

Said bill was read at length the first time and ordered to be placed on the Calendar.

Mr. Dixon of the Committee on Immigration and Labor, to which same had been referred, reported a bill entitled:

H. B. 80. An Act to require railroads and erect sheds at railroad terminals.

With the expression of opinion that same ought not to pass.

The question being taken on ordering said bill to a reading, the opinion of the Committee to the contrary notwithstanding, it was decided in the affirmative.

The yeas and nays being demanded thereon by Messrs. O'Donovan and Vanhoose were as follows:

Those who voted in the affirmative were—

Samuel W. Adams	J. Edgar Hadden	D. A. O'Donovan
R. M. Amos	H. C. Hawkins	C. C. Oney
B. C. Beckmann	Thos. O. Holder	James Park
W. M. Boling	N. T. Hopkins	Brodie Payne
Thos. Bowman	David J. Howard	H. Walter Pierce
Berl Boyd	J. T. Jennings	S. R. Powell
W. R. Button	Lester Jeter	R. I. Rice
Lee Clark	Ira Jones	J. L. Richardson
E. B. Cross	S. B. Lane	Arthur Saunders
Bryce Cundiff	H. R. Lawrence	Reuben E. Skaggs
O. A. Denton	Leon P. Lewis	George W. Smith
G. Givens Dixon	Martin Light	Ira D. Smith
A. W. Dorsey	C. C. May	Frank L. Strange
G. Lucien Drury	Claude D. Minor	H. V. Thompson
W. D. Duncan	R. C. Moore	Geo. F. Thompson
George W. Ellis	S. H. Moore	H. Q. Thompson
Mrs. M. E. Flannery	Ed. P. Murrah	S. G. Thornberry
Emery L. Frazier	C. D. McCaw	D. D. Thornberry
Dr. H. M. Fultz	W. T. McGuire	John M. Tinsley
W. L. Gossett	R. D. McMurtry	Garnett W. Tolin
Bryant Green	E. E. Nelson	N. I. Toombs
Ed. A. Gullion	Geo. W. Newman	Chas. B. Truesdell

John L. Trumbo	Geo. C. Waggoner	W. G. Wheeler
Fred C. Vanhoose	W. T. Walker	J. B. Wicker
Oscar Vest	W. D. Watkins	T. C. Willis

—75

Those who voted in the negative were—

J. F. Bosworth	Arch L. Hamilton	Rufus Lisle
Chas. Chandler	R. O. Huntsman	Harry J. Meyers
H. C. Duffy	Oscar Leibson	David I. Scott

—9

Said bill was read at length the first time and ordered to be placed on the Calendar.

Mr. Dixon of the Committee on Immigration and Labor, to which same had been referred, reported a bill of the following title:

H. B. 79. An Act to require weekly pay days to their employees by corporations.

With the expression of opinion that said bill ought not to pass.

The question being taken on ordering said bill to a reading, the report of the Committee to the contrary notwithstanding, it was decided in the negative.

The yeas and nays being demanded thereon by Messrs. O'Donovan and Vanhoose were as follows, viz:

Those who voted in the affirmative were—

B. C. Beckmann	Dr. H. M. Fultz	C. C. Oney
W. M. Boling	J. Edgar Hadden	S. R. Powell
Sam A. Cary	Ira Jones	Arch M. Quarles
E. B. Cross	R. C. Moore	Arthur Saunders
J. C. Day	S. H. Moore	H. Q. Thompson
O. A. Denton	R. D. McMurtry	Chas. B. Truesdell
W. D. Duncan	E. E. Nelson	Fred C. Vanhoose
George W. Ellis	D. A. O'Donovan	W. S. Wallen

—24

Those who voted in the negative were—

R. M. Amos	Thos. O. Holder	Brodie Payne
J. E. Bickett	N. T. Hopkins	H. Walter Pierce
J. F. Bosworth	David J. Howard	R. I. Rice
Thos. Bowman	R. O. Huntsman	J. L. Richardson
Berl Boyd	Wright Kelly	David I. Scott
John E. Brown	S. B. Lane	Ira D. Smith
W. R. Button	H. R. Lawrence	R. F. Stewart
Chas. Chandler	Oscar Leibson	H. V. Thompson
Lee Clark	Leon P. Lewis	Geo. F. Thompson
Bryce Cundiff	Martin Light	S. G. Thornberry
A. W. Dorsey	Rufus Lisle	D. D. Thornberry
G. Lucien Drury	C. C. May	John M. Tinsley
H. C. Duffy	Harry J. Meyers	N. I. Toombs
Mrs. M. E. Flannery	Harry B. Miller	John L. Trumbo
Emery L. Frazier	Claude D. Minor	Oscar Vest
W. L. Gossett	B. A. Muster	Geo. C. Waggoner
Bryant Green	W. T. McGuire	W. T. Walker
Ed. A. Gullion	Chas. A. Nelson	W. D. Watkins
Arch L. Hamilton	Geo. W. Newman	J. B. Wicker
H. C. Hawkins	James Park	—59

And so said bill was rejected.

A message was received from the Senate announcing that they had passed bills of the following titles, viz:

1. S. B. 41. An Act to amend Sec. 3668 of Kentucky Statutes, Carroll's Edition, 1915, relating to condemnation of land for municipal purposes in cities of the Sixth Class, in order that said Section may provide also for condemnation of land for cemetery purposes in cities of the Sixth Class; also sub-sec. 9 of Sec. 3704 of Kentucky Statutes, Carroll's Edition of 1915, relating to cemeteries owned by Cities of the Sixth Class and to provide for making plots of same and the manner in which lots shall be conveyed for purpose of interment.

2. S. B. 55. An Act to amend, enlarge the powers, and re-enact Sec. 553a of the Kentucky Statutes, Act of March

20, 1900, relating to bridges heretofore or hereafter constructed over navigable streams and rivers wholly within the boundary of the State of Kentucky.

3. S. B. 61. An Act to amend and re-enact Sec. 74 of the Civil Code relating to the County in which an action must or may be brought.

4. S. B. 68. An Act to repeal an Act concerning dwelling houses of cities of first class, being Chapter 68 of the Session Acts of the General Assembly of 1920.

Said bills were ordered printed and referred,

1. To Committee on Kentucky Statutes.

2. To Committee on Public Bridges.

3. To Committee on Codes of Practice.

4. To Committee on Municipalities.

Mr. Waggoner moved that the Hon. R. C. Crowe, ex-Speaker of the House of Representatives, whose presence was noted in the gallery, be allowed the privileges of the floor.

Said motion was agreed to.

Upon a call of the Counties and Representative Districts the following bills were introduced, ordered printed and referred as follows, viz:

By Mr. Minor.

H. B. 295. An Act providing for the Perryville Battlefield and providing for the appointment of five Commissioners by the Governor to look after and control the Perryville Bat-

tlefield grounds, being the property of the State of Kentucky, and making an annual appropriation therefor.

To Committee on Appropriations.

By same.

H. B. 296. An Act relating to Banks and repealing Subsection 9 of Section 165a of Kentucky Statutes and re-enacting same.

To Committee on Banks and Banking.

By same.

H. B. 297. An Act repealing Sec. 165a, Kentucky Statutes, 1915, and re-enacting the same, relating to banks.

To Committee on Banks and Banking.

Mr. Meyers of the Committee on Second and Third Class Cities, to which same had been recommitted with leave to report at any time, reported a bill entitled:

H. B. 21. An Act authorizing the Fiscal Court in each County having therein a City of the Second Class to adopt, provide for, and maintain a system of general indexing of the records of all the real estate in said Counties.

Together with an Amendment thereto by way of a Substitute therefor.

Said bill is as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That the fiscal court in each county having therein a city of the second class may in its discretion direct that the

clerk of such county shall have made in books prepared for that purpose general indexes of the records of all real estate in said county according to a system approved by the fiscal court, and the clerk of such county shall advertise for bids for all the work necessary to install said system under specifications approved by the county judge and shall with the approval of the fiscal court, enter into a contract with the lowest and best bidder for said work, after requiring him to give bond for the faithful performance of said contract in a sum to be fixed by the fiscal court and approved by the county judge, and when said work shall have been completed to its satisfaction, the fiscal court shall direct the payment agreed upon out of the general fund of the county. When general indexes, such as herein provided for are completed they shall constitute the official indexes and the clerk of the county shall keep up the same by indexing in said general indexes within one month from the time they are lodged for record, and when so indexed the alphabetical cross-index of such instruments need no longer be preserved, and when such records or any part of them become defaced or injured the clerk shall transcribe the same into the new books, which shall be as valid in law as the original record. Provided, however, that in order that such additional indexes may be kept correctly and accurately, the fiscal court may employ a competent person to keep said system of indexing and shall pay such person a sum not to exceed twenty-four hundred dollars per annum, out of the general funds of the county.

§ 2. All Acts or parts of Acts in conflict herewith are hereby repealed.

Said Substitute is as follows, viz:

An Act authorizing the fiscal court in each county having therein a city of the second class to purchase, adopt, provide for and maintain a system of general indexing of the records

of all of the real estate in said counties, and to acquire by purchase suitable indexes for that purpose.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. That the fiscal court in each county having therein a city of the second class may, in its descretion, negotiate for and purchase all or part of the general indices hereinafter mentioned, and may direct that the clerk of such county shall have made in books prepared for that purpose additional general indices of the records of real estate in said county according to a system approved by the fiscal court, and the clerk of such county shall advertise for bids for all additional work necessary to install said system under specifications approved by the county judge, and shall, with the approval of the fiscal court, enter into a contract with the lowest and best bidder for such additional work as may be necessary, to complete said system, after requiring him to give bond for the faithful performance of said contract in a sum to be fixed by the fiscal court and approved by the county judge, and when said indices shall have been purchased or said work shall have been completed to its satisfaction, the fiscal court shall direct the payment agreed upon out of the general fund of the county. When general indices such as herein provided for are purchased or made and completed, they shall constitute the official indices, and the clerk of the county shall keep up the same by indexing in said general indices within one month from the time they are lodged for record, and when so indexed the alphabetical cross-index of such instruments need no longer be preserved, and when such records, or any part of them become defaced or injured, the clerk shall transcribe the same into the new books, which shall be as valid in law as the original record. Provided, however, that in order that such additional indices may be kept correctly and accurately, the fiscal court may, in its discretion, em-

ploy a competent person to keep said system of indexing and shall pay such person a sum not to exceed Twenty-four Hundred Dollars per annum, out of the general funds of the county.

Section 2. This Act shall apply to counties having a Court House District heretofore established.

Section 3. All Acts or parts of Acts in conflict herewith are hereby repealed.

Said Substitute was agreed to.

Ordered that said bill be engrossed and read the third time.

The Constitutional provision as to the third reading of said bill at length being dispensed with and the same being engrossed, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz:

Those who voted in the affirmative were—

Samuel W. Adams	J. C. Day	H. C. Hawkins
R. M. Amos	O. A. Denton	Thos. O. Holder
B. C. Beckmann	G. Givens Dixon	R. O. Huntsman
J. E. Bickett	A. W. Dorsey	J. T. Jennings
W. M. Boling	H. C. Duffy	Lester Jeter
J. F. Bosworth	W. D. Duncan	Ira Jones
Thos. Bowman	George W. Ellis	Wright Kelly
Berl Boyd	Mrs. M. E. Flannery	S. B. Lane
John E. Brown	Emery L. Frazier	H. R. Lawrence
W. R. Button	W. L. Gossett	Oscar Leibson
Lee Clark	Bryant Green	Leon P. Lewis
E. B. Cross	J. Edgar Hadden	Martin Light
Bryce Cundiff	Arch L. Hamilton	Harry J. Meyers

Harry B. Miller	H. Walter Pierce	H. Q. Thompson
Claude D. Minor	S. R. Powell	S. G. Thornberry
R. C. Moore	R. I. Rice	D. D. Thornberry
S. H. Moore	J. L. Richardson	Garnett W. Tolin
Ed. P. Murrah	Arthur Saunders	N. I. Toombs
B. A. Muster	David I. Scott	Chas. B. Truesdell
C. D. McCaw	Lee L. Simons	Fred C. Vanhoose
W. T. McGuire	Reuben E. Skaggs	Oscar Vest
R. D. McMurtry	George W. Smith	Geo. C. Waggoner
Geo. W. Newman	Ira D. Smith	W. T. Walker
D. A. O'Donovan	R. F. Stewart	W. T. Walker
C. C. Oney	Frank L. Strange	W. D. Watkins
James Park	H. V. Thompson	W. G. Wheeler
Brodie Payne	Geo. F. Thompson	J. B. Wicker

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Resolved that the title thereof be as aforesaid.

Mr. Adams moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

The House took up for consideration from the Calendar bills of the following titles, viz:

H. B. 52. An Act to amend para. 3 of Sec. 8 of Chapter 36 of the Acts of the General Assembly of 1920, which Act created a County Board of Education, prescribed its duties, fixed the tenure of office and compensation of its members, and provided for the levy of a tax for common school purposes in each County, etc.

H. B. 189. An Act to assist disabled ex-service men and women in obtaining from the Federal Government the relief authorized by Acts of Congress, creating for that purpose the Kentucky Disabled Ex-service Men's Board, and appropriating funds therefor; providing for space in and stenographic assistance from the Adjutant General's office, and declaring an emergency to exist.

H. B. 148. An Act providing that whoever furnishes work or labor, material or supplies, fixtures or machinery, or other thing of value to the lessee holding or owning a leasehold or any right conferred by any lease relating to oil, gas or other minerals, in the development or improvement of such leasehold shall have a lien on the leasehold or the entire interest of the lessee to secure the payment by the lessee for such work or labor, material or supplies, fixtures or machinery or other thing of value, and providing method for the enforcement of such lien.

H. B. 97. An Act to repeal Sec. 659 of the Kentucky Statutes relating to Life Insurance and to substitute other provisions in lieu thereof.

H. B. 84. An Act regulating municipal elections in cities of the first class; regulating the manner of providing and printing ballots therefor, and the methods of voting in municipal elections in cities of the first class.

H. B. 85. An Act to amend and re-enact Sec. 1475, Kentucky Statutes, Carroll's Edition, 1915, relating to illiterate, blind and disabled voters.

Ordered that said bills be read the second time.

The Constitutional provisions as to the second reading of said bills at length being dispensed with said bills were read the second time by their titles.

Ordered that said bills be placed in the Orders of the Day.

The House took up for consideration from the Orders of the Day a bill entitled:

H. B. 16. An Act to amend the Act of the General Assembly of 1910, creating the Bureau of Vital Statistics, being

paragraph 6062a, Chapter 63, Carroll's Kentucky Statutes, and to provide for the publication of index lists of births and deaths, registered in the Bureau of Vital Statistics.

Said bill is as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That Section 4 of Paragraph 6062a, Chapter 63, Carroll's Kentucky Statutes, being an Act of the General Assembly of 1910, creating the Bureau of Vital Statistics, be and the same is hereby amended so as to read as follows:

Section 4. That after the passage of this Act the County Health Officer in each county of the State shall appoint a local registrar of vital statistics for each registration district in his county from lists of three names for each registration district furnished by the State Registrar, excepting for such cities or towns or other registration districts in said county as may otherwise be provided for. The said County Health Officer may appoint as local registrar any registration official under this Act, undertaker, person or persons who furnish coffins, or any county or city official who shall serve ex-officio, for the district or districts designated by the County Health Officer, provided the name or names of said registration officials, undertakers or persons furnishing coffins, or county or city officials, appear on the list of names furnished by the State Registrar for the said registration districts.

The term of office of local registrars appointed by said County Health Officers, shall be for four years beginning July 1, 1922, and their successors shall be appointed at least ten days before the expiration of their terms of office. Should any local registrar die, resign, refuse to serve or be removed from office, the vacancy thereby created shall be filed by the County Health Officer appointing some one to serve for the remainder of the unexpired term in the same manner as heretofore provided for.

Any local registrar who shall fail or neglect to perform efficiently the duties of his office as laid down in this Act, or who fails to make prompt and complete returns of births and deaths as required hereby, shall be forthwith removed from his office by the County Health Officer and his successor appointed, in addition to any other penalties that may be imposed under other sections of this Act, for failure to perform the duties required of him.

Each local registrar shall, immediately upon acceptance of appointment as such, appoint one or more deputies, whose duties it shall be to act in his stead in case of his absence, illness or disability, and who shall accept such appointment in writing, which acceptance shall be filed in the office of the State Registrar, and who shall be subject to all rules and regulations governing the actions of local registrars; provided that in cities or towns where health officers, or secretaries of local boards of health, or other officials, at the date of this act, are officiating as registrars of births and deaths under local ordinances to the satisfaction of the State Registrar, such officers shall be continued as registrars in and for such cities and towns, but shall be subject to the rules and regulations of the State Board of Health and to all the provisions of this act. It shall be the duty of the deputy registrars appointed under this act to report promptly to the local registrar any and all cerificates of births and deaths occurring in the registation district for which they are appointed, and it shall be unlawful for any local or deputy registrar, sexton, physician or undertaker to charge a fee to any member of a family in which a birth or death may occur, for complying with any of the provisions of this act.

Section 18 of said act is hereby amended by adding thereto the following:

"The State Board of Health shall, every five years, have printed and bound in suitable volumes, and not to exceed in

number one hundred and fifty sets of said volumes, an alphabetical index list of all births and deaths reported and registered under this act, setting out the full name appearing on the certificate followed by the name of the county, the complete date, the volume and certificate numbers, and in cases of births the name of the mother, and the State Registrar shall certify to the correctness of said index list. The information contained in this index list shall constitute and be accepted as 'prima facie' evidence of facts in all courts of the State.

"A copy of the volume or volumes containing this index list shall be furnished and delivered to each and every county court clerk in the State, and same shall become a part of the permanent records of the county, and shall be preserved and kept in fireproof vaults.

"The cost of preparing, printing and delivering said index list shall be paid for from funds in the State Treasury not otherwise appropriated and in the same way and manner as other public printing."

So that said section as amended shall read as follows:

18. That the State Board of Health shall prepare, print and supply to all registrars suitable blanks and forms used in registering, recording and preserving the returns or in otherwise carrying out the povisions of this act; and shall pepare and issue such detailed instructions as may be required to secure the uniform observance of its provisions and the maintenance of a perfect system of registration. And no other blanks shall be used than those supplied by the State Board of Health. The State Registrar shall carefully examine the certificates received monthly from the local registrars, and if any such are incomplete or unsatisfactory, he shall require such further information to be furnished as may be necessary to make the certificate complete and satisfactory. And all physicians, midwives or undertakers, connected with any case are hereby required to furnish such information as they may

possess regarding any birth or death, upon demand of the State Registrar in person, by mail, or through the local registrar. He shall, further, arrange, bind, and permanently preserve the certificates in a systemic manner, and shall prepare and maintain a comprehensive and continuous card index of all births, sickness and deaths registered; the cards to show the name of the child, deceased, place and date of birth, sickness or death, number of certificate, and the volume in which it is contained. He shall inform all registrars what diseases are to be considered as infectious, contagious, or communicable and dangerous to the public health, as decided by the State Board of Health, in order that, when sickness and deaths occur from such diseases proper precautions may be taken to prevent the spreading of dangerous diseases.

The State Board of Health shall, every five years, have printed and bound in suitable volumes, and not to exceed in number one hundred and fifty sets of said volumes, an alphabetical index list of all births and deaths reported and registered under this act, setting out the full name appearing on the certificate, followed by the name of the county, the complete date, the volume and certificate numbers and in cases of births the name of the mother, the State Registrar shall certify to the correctness of said index list. The information contained in this index list shall constitute and be accepted as "prima facie" evidence of facts in all courts of the State.

A copy of the volume or volumes containing this index list shall be furnished and delivered to each and every county court clerk in the State and shall become a part of the permanent records of the county, and shall be preserved and kept in fireproof vaults.

The cost of preparing, printing and delivering said index list shall be paid for from funds in the State Treasury not otherwise appropriated and in the same way and manner as other public printing.

Ordered that said bill be read the third time.

The Constitutional provision as to the third reading of said bill at length being dispensed with, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz:

Those who voted in the affirmative were—

R. M. Amos	H. R. Lawrence	David I. Scott
J. E. Bickett	Oscar Leibson	Lee L. Simons
J. F. Bosworth	Leon P. Lewis	George W. Smith
John E. Brown	Rufus Lisle	Ira D. Smith
Chas. Chandler	C. C. May	R. F. Stewart
E. B. Cross	Harry J. Meyers	H. V. Thompson
Bryce Cundiff	Harry B. Miller	Geo. F. Thompson
O. A. Denton	B. A. Muster	H. Q. Thompson
G. Givens Dixon	C. D. McCaw	D. D. Thornberry
A. W. Dorsey	W. T. McGuire	John M. Tinsley
G. Lucien Drury	R. D. McMurtry	Garnett W. Tolin
Dr. H. M. Fultz	Geo. W. Newman	N. I. Toombs
W. L. Gossett	James Park	Chas. B. Truesdell
Ed. A. Gullion	Brodie Payne	John L. Trumbo
J. Edgar Hadden	H. Walter Pierce	Geo. C. Waggoner
Arch L. Hamilton	Arch M. Quarles	W. T. Walker
H. C. Hawkins	R. I. Rice	W. S. Wallen
N. T. Hopkins	J. L. Richardson	W. D. Watkins
Lester Jeter	Arthur Saunders	J. B. Wicker

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Those who voted in the negative were—

W. M. Boling	Emery L. Frazier	Ed. P. Murrah
Lee Clark	Thos. O. Holder	Chas. A. Nelson
H. C. Duffy	David J. Howard	C. C. Oney
George W. Ellis	R. O. Huntsman	W. G. Wheeler
Mrs. M. E. Flannery	Ira Jones	T. C. Willis

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Resolved that the title thereof be as aforesaid.

Mr. Gossett moved that the motion by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

Mr. Waggoner moved that the Clerk of this House be directed to secure a list of the registered Lobbyists as appears of record in the office of the Attorney General and read same aloud to the Members of the House on tomorrow.

Said motion was agreed to.

Mr. C. A. Nelson moved that the House do now adjourn.

Said motion was agreed to.

And then the House adjourned.

WEDNESDAY, FEBRUARY 1, 1922.

The House was opened with prayer by the Rev. J. Howard Gibbons of the Protestant Episcopal Church of Frankfort.

The roll was called and the following Members answered to their names, viz:

Samuel W. Adams	Chas. Chandler	W. D. Duncan
R. M. Amos	Lee Clark	George W. Ellis
J. E. Bickett	E. B. Cross	Mrs. M. E. Flannery
W. M. Boling	Bryce Cundiff	Emery L. Frazier
J. F. Bosworth	J. C. Day	Dr. H. M. Fultz
Thos. Bowman	O. A. Denton	W. L. Gossett
Berl Boyd	G. Givens Dixon	Bryant Green
John E. Brown	A. W. Dorsey	Ed. A. Gullion
W. R. Button	G. Lucien Drury	J. Edgar Hadden
Sam A. Cary	H. C. Duffy	Arch L. Hamilton

H. C. Hawkins	C. D. McCaw	Frank L. Strange
Thos. O. Holder	W. T. McGuire	H. V. Thompson
N. T. Hopkins	R. D. McMurtry	Geo. F. Thompson
David J. Howard	E. E. Nelson	H. Q. Thompson
R. O. Huntsman	Chas. A. Nelson	Jas. H. Thompson
J. T. Jennings	Geo. W. Newman	S. G. Thornberry
Lester Jeter	D. A. O'Donovan	D. D. Thornberry
Ira Jones	C. C. Olney	John M. Tinsley
S. B. Lane	James Park	Garnett W. Tolin
H. R. Lawrence	Brodie Payne	N. I. Toombs
Oscar Leibson	H. Walter Pierce	Chas. B. Truesdell
Leon P. Lewis	S. R. Powell	John L. Trumbo
Martin Light	Arch M. Quarles	Fred C. Vanhoose
Rufus Lisle	R. I. Rice	Oscar Vest
C. C. May	Arthur Saunders	Geo. C. Waggoner
Harry J. Meyers	David I. Scott	W. T. Walker
Harry B. Miller	Lee L. Simons	W. S. Wallen
Claude D. Minor	Reuben E. Skaggs	W. D. Watkins
R. C. Moore	George W. Smith	W. G. Wheeler
S. H. Moore	Ira D. Smith	J. B. Wicker
Ed. P. Murrah	R. F. Stewart	T. C. Willis

The reading of the Journal of yesterday's proceedings was dispensed with.

1. Mr. E. E. Nelson offered the Petition of the citizens of Whitley County urging the passage of a bill providing for a $50,000,000.00 Bond Issue.

2. Mr. Wallen offered a Petition of sundry citizens of Pike County urging the passage of a law authorizing the holding of Circuit Court in some section of Pike County other than at Pikeville.

3. Mr. Boyd offered a Petition of sundry citizens of Graves County urging the passage of Senate Bill 36 and House Bill 65.

4. Mr. Holder offered a Petition of sundry citizens of Casey County urging the passage of the Bonus Bill.

5. Mr. Hopkins offered a Petition of sundry citizens of Pike County protesting against the creation of new Circuit Court in Pike County.

Said Petitions were received, their reading dispensed with and referred,

1. To Committee on Public Roads and Highways.

2. To Committee on Circuit Courts.

3. To Committee on Pure Food.

4. To Committee on Appropriations.

5. To Committee on Circuit Courts.

Mr. Ira D. Smith offered the following Resolution, viz:

Whereas, it has been determined by this Legislature that a six days' week be adopted and said intention has been given wide publicity in the press of the State, and

Whereas, that about one-half of the sixty days session has expired and that there now remains but about ten days in which this body is permitted to consider the enactment of legislation through and by its various functioning committees after which all bills under the twenty day rule must be dumped into the hopper of the Rules Committee, and

Whereas, there appeared in the columns of the press including the Courier-Journal of date January 28th, 1922, the following article:

LEGISLATORS TO SEE HEALTH SHOW HERE.

Special Trains, Friday will run from Frankfort.

Frankfort, Kentucky, January 28th.—Members of the General Assembly and State Officials and their families have

been invited to attend the National Health Exposition in Louisville Friday as guests of the State Board of Health and Lieut. Gov. S. Thruston Ballard, who is to give a supper for the party at the Ballard Cafeteria.

Dr. A. T. McCormick, Secretary of the State Board of Health, has arranged for a special train to leave here at 3 o'clock, arriving at the siding of Mr. Ballard's mill in time for supper. The guests will see the exhibit Friday night and Saturday, returning Sunday on the special train.

The Board of Trade is expected to give its legislators a banquet Saturday night. The train will accommodate 300 persons.

Special trains are also to be run from Berea, Bowling Green, Lexington, Richmond and other places.

Whereas, it does appear from this article that the expense of this juncketing trip of this Legislative Body is to be paid by the State Board of Health out of funds appropriated to it from the tax money of the State.

Be it resolved by the House of Representatives of the Commonwealth of Kentucky that it is deemed an unauthorized expenditure of the tax money of the State Board of Health in undertaking to pay for the number of special trains to transport the members of the General Assembly from Frankfort to Louisville and return to Frankfort and to maintain same while in the city of Louisville.

That it is the desire of this body to express by this resolution its disapproval of said expenditure of tax money from the funds appropriated as aforesaid to the State Board of Health and that such expenditure by said Board would be misdirecting of the State tax money:

That this House of Representatives endorse much of the work of the State Board of Health and believes it to be the duty of each member of this General Assembly to attend said National Meeting, but that in the spirit of economy same should be at his or her own individual expense and without

absenting himself or herself from any session of the House or Senate.

That in view of the above this General Assembly declines the invitation as extended and stated in above quoted press article.

Mr. Minor moved that said Resolution be referred to Committee on Rules.

Mr. Meyers moved to amend said motion providing that the Rules Committee report said Resolution back to the House on March 30.

Mr. Meyers moved that said Resolution be tabled.

Said last-named motion was agreed to.

The yeas and nays being required thereon by Messrs. Duffy and Meyers were as follows, viz:

Those who voted in the affirmative were—

Samuel W. Adams	J. T. Jennings	S. R. Powell
R. M. Amos	Lester Jeter	David I. Scott
B. C. Beckmann	Wright Kelly	Lee L. Simons
J. E. Bickett	Oscar Leibson	George W. Smith
J. F. Bosworth	Leon P. Lewis	Geo. F. Thompson
Thos. Bowman	C. C. May	H. Q. Thompson
Sam A. Cary	Harry J. Meyers	S. G. Thornberry
Chas. Chandler	Claude D. Minor	D. D. Thornberry
E. B. Cross	Ed. P. Murrah	John M. Tinsley
Mrs. M. E. Flannery	C. D. McCaw	Garnett W. Tolin
Dr. H. M. Fultz	R. D. McMurtry	John L. Trumbo
W. L. Gossett	E. E. Nelson	Oscar Vest
Ed. A. Gullion	Chas. A. Nelson	W. S. Wallen
Oscar P. Harvey	Geo. W. Newman	W. D. Watkins
Thos. O. Holder	D. A. O'Donovan	W. G. Wheeler
N. T. Hopkins	C. C. Oney	T. C. Willis
R. O. Huntsman	H. Walter Pierce	—51

Those who voted in the negative were—

W. M. Boling	Emery L. Frazier	James Park
Berl Boyd	Bryant Green	Brodie Payne
John E. Brown	J. Edgar Hadden	Arch M. Quarles
W. R. Button	Arch L. Hamilton	R. I. Rice
Lee Clark	H. C. Hawkins	Ira D. Smith
Bryce Cundiff	David J. Howard	R. F. Stewart
J. C. Day	S. B. Lane	Frank L. Strange
O. A. Denton	H. R. Lawrence	H. V. Thompson
G. Givens Dixon	Martin Light	N. I. Toombs
A. W. Dorsey	Rufus Lisle	Chas. B. Truesdell
G. Lucien Drury	Harry B. Miller	Fred C. Vanhoose
H. C. Duffy	R. C. Moore	Geo. C. Waggoner
W. D. Duncan	S. H. Moore	W. T. Walker
George W. Ellis	W. T. McGuire	—41

Mr. Dixon offered the following Resolution, viz:

Whereas, the Rockefeller Foundation, the Russell Sage Foundation, and other philanthropic organizations, contribute each year a large sum of money to the State Board of Health of Kentucky to assist in it carrying out its work of medical research, prevention of diseases, etc., and

Whereas this Assembly will be called upon to make an appropriation to the said State Board of Health to enable it to carry out the same work.

Now therefore, be it resolved by the House of Representatives of the Commonwealth of Kentucky, that the State Board of Health furnish this House on or before February ninth a complete list showing the contributions made to it during the years of 1920 and 1921 by every individual, firm or corporation and showing how the same was disbursed, in order that this Assembly may have this information to justly determine the amount said State Board of Health should receive from the State of Kentucky for the extension of its work.

Said Resolution was adopted.

Mr. Button offered a Resolution of the following title, viz:

H. Res. 12. Resolution requiring an accounting by the State Board of Health as to expenditure of funds appropriated to it by the State of Kentucky calling upon it to show by what authority expenditures have been made; requiring it to disclose from what sources other than appropriations by the various General Assemblies of Kentucky it has received funds; asking what disposition has been made of pending litigation in the Courts of Kentucky to recover approximately $62,000.00 as shown by the State Inspector and Examiner's report to have been unlawfully appropriated by Dr. J. N. McCormick; providing for the appointment of a Committee to be empowered to make an investigation into the affairs of the Board.

Said Resolution was ordered printed and referred to:

Committee on Rules.

Mr. Carey offered a Resolution of the following title:

H. Res. 13. Resolution providing compensation for R. G. Railey for service as Assistant Reading Clerk in Senate, 1914.

Said Resolution was ordered printed and referred

To Committee on Appropriations.

Mr. Newman offered the following Resolution, viz:

Whereas, it is charged in the Evening Post issue of January 31st, that a member of the Kentucky State Road Department attempted to bribe a member of the Road and High-

way Committee for the purpose of aiding the proposed fifty million dollar bond issue.

We do resolve that this charge is of such grave concern to the welfare of Kentucky, that it should either be verified or disproved with the least delay possible.

Therefore, the Speaker of this House is requested to appoint a committee of three members of this House whose duty shall be to investigate this charge and make a report of this investigation as soon as possible.

Said Resolution was disagreed to.

Mr. Park offered the following Resolution, viz:

Whereas, certain bills have been reported favorably or unfavorably by committees without having a meeting for the consideration of same; and

Whereas, certain committees have held meetings and reported certain bills without an announcement of said meetings and without every member of such committees being notified of the meetings and thereby certain members of such committees have been denied the privilege of considering these bills in the committee, of offering any amendments thereto, and of bringing in a minority report if they so desired.

Be it resolved, that this practice be condemned and that hereafter all bills be considered by the proper committee at a formal meeting; that the time and place of such meeting be announced in the House and written upon the blackboard there for the information of all members of the committees.

Mr. Minor moved that said Resolution be tabled.

Said motion was agreed to.

Mr. Lawrence moved that the Session be extended indefinitely.

Said motion was agreed to.

Mr. Lawrence moved that the vote by which the Session of the House be extended indefinitely be reconsidered and that motion lie on the table.

Said motion was agreed to.

Mr. Saunders of the Committee on Public Offices, to which same had been referred, reported a bill entitled:

H. B. 118. An Act providing for the creation and establishment of a State Board of Engineering Examiners, granting certain powers to and prescribing the duties of said Board; providing for the examination and registration of professional Engineers and Land Surveyors, regulating the practice of engineering in the State of Kentucky and providing penalties for the violation of this Act.

Without an expression of opinion.

Mr. Wheeler moved that said bill be not advanced to its first reading.

Said motion was agreed to.

Mr. Minor moved that the vote by which said bill was refused its first reading be reconsidered and that said motion lie on the table.

Said motion was agreed to.

And so said Bill was rejected.

Mr. Strange of the Committee on Public Roads and Highways, to which same had been referred, reported a Bill entitled:

H. B. 114. An Act authorizing the incurring of an indebtedness of Fifty Million Dollars ($50,000,000.00) for the purpose of constructing and completing the Primary System of State Highways, as defined in Sec. 5, Chapter 17, of the Acts of the General Assembly of 1920, and for the purpose of paying the indebtedness now due by the State to the various counties of the State on account of roads constructed under the State Aid Law; providing for the issual and sale of Fifty Million Dollars ($50,000,000.00) in bonds representing said indebtedness; providing an annual tax to retire said bonds and all interest thereon within thirty years; appropriating Fifty Million Dollars ($50,000,000.00) for the purpose of constructing and completing said Primary System of State Highways, and for the purpose of paying said State Aid Road indebtedness; providing the method of submitting said indebtedness to a vote of the people for their approval or rejection, and defining the duties of the officers charged with carrying out the provisions of this Act.

With the expression of opinion that said Bill ought not to pass.

The question being taken on ordering said bill to a reading, the report of the Committee to the contrary notwithstanding, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Meyers and Boyd, were as follows, viz:

Those who voted in the affirmative were—

Samuel W. Adams	J. C. Day	Thos. O. Holder
R. M. Amos	G. Givens Dixon	N. T. Hopkins
J. F. Bosworth	W. D. Duncan	R. O. Huntsman
Thos. Bowman	Mrs. M. E. Flannery	J. T. Jennings
Sam A. Cary	Dr. H. M. Fultz	Ira Jones
Chas. Chandler	Bryant Green	Wright Kelly
Lee Clark	Arch L. Hamilton	S. B. Lane
E. B. Cross	Oscar P. Harvey	H. R. Lawrence

Oscar Leibson	Chas. A. Nelson	Reuben E. Skaggs
Leon P. Lewis	Geo. W. Newman	George W. Smith
Rufus Lisle	D. A. O'Donovan	Ira D. Smith
Harry J. Meyers	C. C. Oney	Geo. F. Thompson
Harry B. Miller	James Park	John M. Tinsley
R. C. Moore	H. Walter Pierce	Chas. B. Truesdell
Ed. P. Murrah	S. R. Powell	John L. Trumbo
C. D. McCaw	R. I. Rice	Fred C. Vanhoose
W. T. McGuire	J. L. Richardson	Geo. C. Waggoner
R. D. McMurtry	David I. Scott	W. S. Wallen
E. E. Nelson	Lee L. Simons	J. B. Wicker

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Those who voted in the negative were—

J. E. Bickett	J. Edgar Hadden	H. V. Thompson
W. M. Boling	H. C. Hawkins	H. Q. Thompson
Berl Boyd	David J. Howard	S. G. Thornberry
John E. Brown	Lester Jeter	D. D. Thornberry
Bryce Cundiff	Martin Light	Garnett W. Tolin
O. A. Denton	C. C. May	N. I. Toombs
A. W. Dorsey	Claude D. Minor	Oscar Vest
G. Lucien Drury	S. H. Moore	W. T. Walker
H. C. Duffy	Brodie Payne	W. D. Watkins
George W. Ellis	Arch M. Quarles	W. G. Wheeler
Emery L. Frazier	Arthur Saunders	T. C. Willis
W. L. Gossett	R. F. Stewart	
Ed. A. Gullion	Frank L. Strange	

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The Committees to which the same had been referred, reported bills of the following titles, viz:

By Mr. Richardson of the Committee on Circuit Courts.

H. B. 147. An Act authorizing Courts of Justice to grant Declaratory Judgments.

By Mr. Waggoner of the Committee on County and City Courts.

H. B. 180. An Act to amend an Act of the General Assembly of 1920 in Chapter so entitled: "An Act to amend and

re-enact Sec. 3783 of the Kentucky Statutes, Carroll's Edition, 1915, relating to the patrols.

By same.

H. B. 214. An Act amending Sec. 1050, Kentucky Statutes, in reference to Judges of Quarterly Court.

By same.

H. B. 181. An Act to amend Sub-sec. 2 of Sec. 331e of the Kentucky Statute in reference to County Court, Juvenile Session, Clerk of Court.

By Mr. Drury of the Committee on Court of Appeals.

S. B. 19. An Act authorizing the Court of Appeals to appoint an additional Commissioner of the Court of Appeals and providing clerical assistance for him.

By Mr. Adams of the Committee on Criminal Law.

H. B. 117. An Act to repeal an Act entitled: "An Act to define and prohibit Syndicalism and Sedition.

With an Amendment thereto by way of Substitute therefor.

By Mr. Hadden of the Committee on Cities of Fifth and Sixth Classes.

H. B. 210. An Act to amend and re-enact Sec. 3 of an Act relating to annulling Charters of towns of the sixth class which was enacted by the General Assembly of the Commonwealth of Kentucky March 21, 1906.

By Mr. Jeter of the Committee on Education No. 2.

H. B. 201. An Act to amend an Act entitled: "An Act defining boundaries for school districts embracing cities of the fourth class and providing systems of schools in such districts and creating Boards of Education for such Districts; providing for the election thereof, defining their powers and duties and repealing all laws in conflict therewith.

By Mr. Wheeler of the Committee on Revenue and Taxation.

H. B. 93. An Act to amend Sec. 3677 of the Kentucky Statute relating to the collection of taxes for towns of the sixth class.

Mr. Waggoner moved that the House do now recess until one o'clock P. M.

Said motion was agreed to.

At one o'clock P. M. the Speaker resumed the Chair and called the House to order.

The Committee on Revenue and Taxation, which had originated same, reported a bill of the following title, viz:

H. B. 298. An Act relating to revenue and taxation, relating to assessment of property, providing for a levy of tax on all property by classes and for distribution thereof.

Said bill was read the first time at length, ordered to be printed and placed on the Calendar.

Upon a call of the Counties and Legislative Districts, the following bills were introduced, ordered printed and referred as follows, viz:

By Mr. Tolin.

H. B. 299. An Act to amend Sec. 65 of an Act entitled: "An Act to provide an elective system of Workmen's Compensation for industrial accidents and known as Chapter 33 of the Acts of the General Assembly of the Commonwealth of Kentucky, approved by the Governor on March 23, one thousand nine hundred and sixteen, and the same Act as amended by what is known as Chapter 176 of the Acts of the General Assembly of the Commonwealth of Kentucky for the year one thousand nine hundred and eighteen, and approved by the Governor March 29, one thousand nine hundred and eighteen, and the same Act as amended by what is known as Chapter 37 of the Acts of the General Assembly of the Commonwealth of Kentucky for the year one thousand nine hundred and twenty, and approved by the Governor March 22, one thousand nine hundred and twenty. Said Section as amended and to be amended by this Act is known as Sec. 65, Chapter 33, of the Acts of the General Assembly for the Commonwealth of Kentucky, and known as Sec. 4955 of Carroll's Statutes, vol. 3, 1908 Edition."

To Committee on Compensation for Industrial Injuries.

By Mr. Cary.

H. B. 300. An Act adding project No. 51½ to Primary System of State Highways.

To Committee on Public Roads and Highways.

By Mr. Wallen.

H. B. 301. An Act relating to the holding of Circuit Courts in Counties having therein cities of the sixth class or larger, located one hundred miles or more from the county seat of said county by nearest and most direct railroad route, and twenty miles or more from the county seat by the nearest and most direct public road, and two miles or more from the

county boundary line thereof; in counties having its county seat in cities not larger than the third class, and in which county court is not now held at two places.

To Committee on Circuit Courts.

By Mr. Simons.

H. B. 302. An Act to appropriate money for the erection of a poultry building on the Kentucky State Fair grounds.

To Committee on State Fair.

By same.

H. B. 303. An Act relating to the qualification and licensing of insurance agents and amending Sec. fourteen of an Act entitled: "An Act creating the State Insurance Board, etc., being Sec. Fourteen of Chapter XIX of the Acts of the General Assembly of 1916, approved March 15, 1916.

To Committee on Insurance, Fire and Marine.

By Mr. Lewis.

H. B. 304. An Act to enable any city of the first class having a municipal University, to make proper provision for such University.

To Committee on Municipalities.

By Mr. Richardson.

H. B. 305. An Act to amend and re-enact Sec. 2072, Kentucky Statutes, Chapter 64, Art. 1, concerning the control of adoptions; control of adopted persons of infants; consent by parents or institutions to adoptions; contracts connected with

adoptions; and the powers and proceedure of Circuit Courts in such cases.

To Committee on Juvenile Courts and Children's Homes.

By same.

H. B. 306. An Act for the benefit of Citizens' National Hospital (Colored) of Louisville, Kentucky, a body of corporate, created by an Act of the General Assembly of the Commonwealth of Kentucky, approved April 24, 1888, and appropriating the sum of twenty-five thousand dollars for improvements and equipments of the Citizens' National Hospital (Colored) and the sum of fifteen thousand dollars annually for the maintenance of the Citizens' National Hospital (Colored).

To Committee on Appropriations.

By Mr. Vanhoose.

H. B. 307. An Act defining the qualifications for admission or matriculation to medical colleges in this State and providing that certificates or diplomas issued to graduates of medical colleges in this State shall authorize such graduates to practice medicine in this Commonwealth without further examination, provided same is filed with the Secretary of the State Board of Health, and providing further, a penalty for violation of this Act.

To Committee on Public Health.

By same.

H. B. 308. An Act to prohibit hunting with ferrets.

To Committee on Fish and Game.

By Mr. Trumbo.

H. B. 309. An Act to amend Subsec. (c) of Sec. 2, Chapter 90, page 415, of the Acts of the General Assembly of 1920, regulating fees for passenger automobiles.

To Committee on Public Roads and Highways.

By Mr. Harvey.

H. B. 310. An Act to amend Project 37 of Sec. five of Chapter seventeen, of the Acts of 1920, entitled: "An Act relating to roads and bridges; creating the Department of State Roads and Highways, providing for officers to administer it and prescribing the powers and duties of such officers; fixing the salary of the State Highway Engineer and prescribing the amount which may be expended by said department; prescribing laws governing said department and the officers thereof; accepting the provisions of the Federal law providing that the United States shall assist in the construction of rural post roads and making appropriation for co-operative work with the United States Government; providing for the payment of the State's part of the construction of State Aid roads under the present law; providing for the acceptance of and making binding gifts and donations; establishing and designing a primary system of State Highways and providing for their construction and maintenance; providing for the obtaining of rights of way and naming cities and towns from which construction shall commence; and repealing Subsections 1, 2, 4, 5, 6 and 7 of Section 4356t, Kentucky Statutes, Edition 1915; also repealing Section 4356u, and Subsections 1, 2, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24 and 25 of Section 4356x, Kentucky Statutes, Edition 1915, and the supplement to said Edition known as Vol. 3, repealing any other Act or Acts in conflict therewith.

To Committee on Public Roads and Highways.

By Mr. May.

H. B. 311. An Act amending an Act entitled: "An Act regulating trapping and for the protection of fur bearing animals, providing penalties for violations of the Act, and repealing all other laws or parts of laws in conflict with the provisions of this Act: being Chapter 87, Acts of 1916.

To Committee on Agriculture.

By Mr. Waggoner.

H. B. 312. An Act requiring all places wherein soft drinks, or other beverages, or refreshments, are sold, served, furnished, or dispensed, under any license authority, to be so constructed, and maintained, as to permit a clear and unobstructed view thereof from the outside, during all hours business may be conducted therein.

To Committee on Alcoholic Liquors and Public Morals.

By Mr. Strange.

H. B. 313. An Act relating to roads and bridges; creating the Department of Roads, providing for an officer to administer same and prescribing the powers, duties and salary of such officer; prescribing the amount which may be expended for the administration of said department; prescribing laws governing said department and the officer thereof; providing for the acceptance of and making binding gifts and donations; abolishing the offices of State Highway Commission and State Highway Engineer; and repealing Sections 1, 2 and, of Chapter 17 of the Acts of the General Assembly of 1920.

To Committee on Public Roads and Highways.

By Mr. Wheeler.

H. B. 314. An Act relating to revenue and taxation; providing that the assessment made by the County tax commissioner and equalized by the County Board of Supervisors shall be the basis for taxation in all cities and towns; providing for the collection of taxes in cities and towns; prescribing duties of officers in connection therewith, and repealing Sections 2984, 2984a, 2985, 2986, 2987, 2988, 2989, 2990, 2991, 2992, 2993, 2994, 2995, 2996, 2997, 2998, 2999, 3000, 3001, 3002, 3003, 3004, 3005, 3006, 3007, 3008, 3009, 3174, 3176, 3177, 3178, 3179, 3180, 3181, 3182, 3184, 3185, 3186, 3187, 3187a, 3187b, 3187c, 3187d, 3187e, 3187f, 3187g, 3187h, 3187i, 3187j, 3187k, 3188, 3189, 3189b, 3374, 3374a, 3375, 3376, 3377, 3378, 3379, 3380, 3381, 3382, 3384, 3385, 3386, 3387, 3388, 3389, 3390, 3391, 3392, 3393, 3394, 3395, 3396, 3397, 3398, 3399, 3400, 3401, 3402, 3403, 3404, 3405, 3406, 3407, 3408, 3409, 3410, 3411, 3412, 3413, 3414, 3415, 3416, 3417, 3418, 3419, 3420, 3421, 3422, 3423, 3424, 3425, 3531, 3532, 3533, 3534, 3535, 3536, 3537, 3538, 3539, 3540, 3541, 3542, 3543, 3544, 3544a-1, 3544a-2, 3544a-3, 3544a-4, 3544a-5, 3544a-6, 3544a-7, 3544a-8, 3544a-9, 3544a-10, 3544a-11, 3544a-12, 3544a-13, 3544a-14, 3544a-15, 3544a-16, 3544a-16a, 3544a-17, 3644, 3645, 3545, 3546, 3547, 3548, 3549, 3654, 3655, 3656, 3657, 3673, 3674, 3675, 3677, 3678, Kentucky Statutes, Edition 1915, including vol. 3, thereof.

To Committee on Revenue and Taxation.

By Mrs. Flannery.

H. B. 315. An Act to amend and re-enact subsec. 3 and subsec. 15 of Sec. 331a, Kentucky Statutes, Carroll's 1915 Edition, same being subsections 3 and 15 respectively of an Act entitled: "An Act to regulate the labor and employment

of children and minors, and to make the provisions thereof effective," approved by the Governor, March 21, 1914, by providing that the employment certificates required by subsection 3 be issued in duplicate, and that the duplicates be forwarded to the State Labor Inspector, and by requiring boys between the ages of fourteen and sixteen years engaged in the sale or distribution of newspapers to have badges, as provided for in subsec. 15 regulating their employment.

To Committee on Immigration and Labor.

By Mr. Watkins.

H. B. 316. An Act for appropriating money for the repairs of the Taylor Vault and perpetual upkeep of the ground thereabout.

To Committee on Appropriations.

By Mr. Light.

H. B. 317. An Act to repeal Sec. 11 of Chapter 76 of the 1920 Acts of the General Assembly of the Commonwealth of Kentucky requiring County Fiscal Courts to make appropriations in certain cases.

To Committee on Agriculture.

By Mr. Button.

H. B. 318. An Act relating to the Kentucky Confederate Home located at Pewee Valley, Oldham County, Kentucky.

To Committee on Confederate Home.

The House took up for consideration from the Calendar bills of the following titles, viz:

H. B. 187. An Act to amend and re-enact Subsection 6 of Sec. 3480b, Kentucky Statutes, relating to the nomination

of candidates for Commissioners and for Mayor and for Police Judge of Third Class Cities.

H. B. 256. An Act empowering cities of the Third Class to condemn land for cemetery purposes.

H. B. 172. An Act making it unlawful to practice deceit in attempting to solicit money or other things of value by falsely pretending to be blind, deaf, dumb, without arms or legs or otherwise physically deficient or suffering from any physical defect or deformity and providing penalty therefor.

H. B. 134. An Act making it unlawful for any person, firm or corporation, employing others, in this Commonwealth, to adopt, or establish, or use any daylight saving or other standard of time with reference to such employment, other than the standard central time of the United States, and providing penalty therefor.

H. B. 243. An Act amending and re-enacting Sec. 25 of an Act entitled "An Act creating Boards of Education for Cities of the Second Class, providing for the election thereof, defining their powers and duties, and repealing all laws in conflict therewith, approved, March 19, 1912, and is now Sec. 3225a-25, Carroll's Kentucky Statutes.

H. B. 105. An Act relating to, fixing the time when, the question of annexation by any city of the Second Class of a city of the second, third or fourth class as provided in Sec. 3050a, Kentucky Statutes, Carroll's Edition, 1915, may again be taken up and submitted to an election after it has been once elected.

S. B. 31. An Act authorizing the Fiscal Court in each County having therein a city of the second class to adopt,

provide for and maintain a system of general indexing of the records of all the real estate in said County.

H. B. 111. An Act to amend Sec. 1 and 2 of an Act approved March 28, 1918, amending Chapter 22d, Sec. 415d, Subsections 6 and 15, relating to Confederate Home.

H. B. 237. An Act to amend Sections 7, 10, 11, 12 and 14 of Chapter 36 of Acts of General Assembly of Kentucky passed at the regular Session, 1920, and recorded in the 1920 Acts on page 148.

H. B. 170. An Act to amend and re-enact, as amended, Sec. 31 of an Act entitled, "An Act defining boundaries for School Districts embracing cities of the Fourth Class, and providing systems of schools in such districts, and creating Boards of Education for such districts, providing for election thereof, defining their powers and duties, and repealing all laws in conflict therewith," approved March 13, 1920.

H. B. 266. An Act to provide for the election of sub-district trustees in County rural School Districts and defining their duties.

H. B. 248. An Act to amend an Act entitled, "An Act for the government of cities of the first class," approved July 1, 1893, so as to enlarge the powers of cities of the first class and to provide for the elimination of grade crossings of the public streets of such cities at grade over the tracks of steam or electric railroads, giving the Board of Public Works power to order and contract for the elimination of such crossings and power to provide for the character of crossing to be substituted therefor, and to designate the plans, specifications and terms under which said work is to be done; and further to provide for the method of apportioning the cost of such grade eliminations as between such cities and the railroad com-

panies and city railway and interurban railway companies affected thereby.

H. B. 202. An Act to amend and re-enact Sec. 1777 of the Kentucky Statutes, Carroll's Edition, 1915, relating to Assessors in Counties having seventy-five thousand (75,000) population, increasing the maximum annual salary to be allowed to Deputy or Assistant Assessors, from fifteen hundred ($1,500.00) dollars per annum to two thousand ($2,000.00) dollars per annum, and repealing conflicting laws.

H. B. 203. An Act authorizing cities of the First and Second Classes to create a city Planning Commission with power to make a survey and plan of the city and of land contiguous or related thereto; to provide for the regulation of the height, area and use of buildings and for zoning of the city and with power to approve the recording of plots and subdivisions of land.

H. B. 218. An Act empowering any University or Normal School which is maintained wholly or in part with funds furnished by the Commonwealth of Kentucky to acquire and condemn land and other property and material.

H. B. 54. An Act to amend and re-enact Sec. 4042a-8, Art. 2, Chapter 108, of an Act entitled, "An Act to abolish the Assessor's office and to provide in lieu thereof a County Tax Commission, etc.

H. B. 31. An Act to promote the Sheep Industry and provide a tax on Dogs.

H. B. 10. An Act to repeal Section 1938, Subsection a-5, Chapter 57, Carroll's 1915 Edition, Kentucky Statutes, Volume 3, relating to the hunting and killing of rabbits.

H. B. 80. An Act to require Railroads to erect sheds at Railroad Terminals.

Ordered that said bills be read the second time.

The Constitutional provisions as to the second reading of said bills at length being dispensed with, they were read the second time by their titles.

Ordered that said bills be placed in the Orders of the Day.

The House took up for consideration from the Orders of the Day, a bill entitled:

H. B. 62. An Act repealing the whole of Chapter 43 of the Acts of 1920, approved March 22, 1920, also repealing Sec. 4526c-1, 4526c-2, 4526c-3, 4526c-4, 4526c-5, 4526c-6, of the Kentucky Statutes, Carroll's Edition of 1918, same being parts of the common school laws and relating to compulsory attendance of children, and enacting in lieu thereof an Act relating to the compulsory attendance of children in the public schools.

Said bill is as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That the whole of Chapter 43 of the Acts of 1920, approved March 22, 1920, also Sections 4526c-1, 4526c-2, 4526c-3, 4526c-4, 4526c-5 and 4526c-6 of the Kentucky Statutes, Carroll's Edition of 1918, same being parts of the common school laws, be and they are hereby repealed, and enacting in lieu thereof the following:

Every parent, guardian or other person residing within a common school district or graded common school district, and having the custody, control or supervision of any child or children over seven and under fifteen years of age, shall cause such child or children to be enrolled in and to attend some public, private or parochial school regularly for the full com-

mon school or graded common school term in each year in their respective school districts of the county in which said child or children may live in this Commonwealth; provided that in the case of a private or parochial school the term shall not be for a shorter period in each year than the term of the common or graded school in the district of the child or children's residence, and that the teacher or teachers and the course of study of such private or parochial school shall have been approved by the State Board of Education, and that reports of the attendance of all children enrolled in such private or parochial school shall be submitted by the teacher or teachers of such private or parochial to the county superintendent in the same manner and upon the same conditions as required of common schools; and provided further, that the provisions of this section shall not apply to any child who is excused by the county health officer by a certificate from said health officer to the effect that such child is not in proper mental or physical condition to attend school; and provided further, that the provisions of this section shall not apply to any child who has satisfactorily completed the full course of instruction offered by the public schools of the district where he resides; and provided further, this section shall not apply to any child between the ages of fourteen and fifteen years to whom an employment certificate has been issued, and who is lawfully and steadily employed.

§ 2. It shall be the duty of the teacher at the end of each week to report the name and age of each and every child residing in his or her school district who fails to attend school as prescribed in the preceding section to the county superintendent of public instruction, and in case of graded schools to the board of trustees of such graded school, and when such report is received by the county superintendent, or by the board of trustees of a graded school, as the case may be, the said county superintendent shall immediately investigate all cases reported to him, and the said board of trustees of a graded school shall immediately investigate all such cases

reported to it, and if it be neglect or refusal on the part of the person who has such child under his control, to report said case or cases to the county attorney and the county attorney shall cause a warrant to be issued by a court of competent jurisdiction immediately against the person having control of such child who fails or refuses to send said child to school and said court shall proceed to try said case as other criminal cases are tried.

Any person who has a child under his control and who violates any of the provisions of this Act shall be guilty of a misdemeanor and upon conviction thereof shall be fined not less than five dollars nor more than twenty-five dollars for each offense.

Mr. Duffy offered the following amendment, viz:

Amend by adding:

Sec. 3. That no child under seven years of age shall be permitted to attend any common school and no child under eight years of age shall be compelled to attend any common school.

Mr. Green moved that said amendment lie on the table.

Said amendment was disagreed to.

The yeas and nays being required thereon by Messrs. Duffy and Frazier were as follows, viz:

Those who voted in the affirmative were—

J. F. Bosworth	Lester Jeter	R. F. Stewart
W. R. Button	Oscar Leibson	S. G. Thornberry
A. W. Dorsey	Rufus Lisle	Chas. B. Truesdell
W. D. Duncan	Harry B. Miller	Fred C. Vanhoose
Bryant Green	R. D. McMurtry	Geo. C. Waggoner
Arch L. Hamilton	Geo. W. Newman	
David J. Howard	James Park	—19

Those who voted in the negative were—

Samuel W. Adams	Thos. O. Holder	Arch M. Quarles
W. M. Boling	N. T. Hopkins	Arthur Saunders
Thos. Bowman	R. O. Huntsman	David I. Scott
Berl Boyd	J. T. Jennings	Lee L. Simons
Sam A. Cary	Ira Jones	Reuben E. Skaggs
Lee Clark	H. R. Lawrence	George W. Smith
E. B. Cross	Martin Light	Ira D. Smith
Bryce Cundiff	C. C. May	Frank L. Strange
J. C. Day	Harry J. Meyers	Geo. F. Thompson
O. A. Denton	Claude D. Minor	Jas. H. Thompson
G. Givens Dixon	R. C. Moore	D. D. Thornberry
G. Lucien Drury	S. H. Moore	John M. Tinsley
H. C. Duffy	Ed. P. Murrah	Garnett W. Tolin
George W. Ellis	C. D. McCaw	N. I. Toombs
Mrs. M. E. Flannery	W. T. McGuire	John L. Trumbo
Emery L. Frazier	E. E. Nelson	Oscar Vest
Dr. H. M. Fultz	Chas. A. Nelson	W. T. Walker
W. L. Gossett	D. A. O'Donovan	W. S. Wallen
Ed. A. Gullion	C. C. Oney	W. D. Watkins
J. Edgar Hadden	Brodie Payne	W. G. Wheeler
Oscar P. Harvey	H. Walter Pierce	J. B. Wicker
H. C. Hawkins	S. R. Powell	T. C. Willis

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Said amendment was disagreed to.

Mr. Gullion moved that said bill be recommitted.

Said motion was disagreed to.

The yeas and nays being required thereon by Messrs. Denton and Amos were as follows, viz:

Those who voted in the affirmative were—

B. C. Beckmann	Bryant Green	Lester Jeter
J. F. Bosworth	Ed. A. Gullion	Wright Kelly
John E. Brown	Arch L. Hamilton	S. B. Lane
A. W. Dorsey	David J. Howard	Rufus Lisle

Ed. P. Murrah	David I. Scott	John L. Trumbo
R. D. McMurtry	R. F. Stewart	Fred C. Vanhoose
Geo. W. Newman	H. V. Thompson	Oscar Vest
James Park	Jas. H. Thompson	Geo. C. Waggoner
S. R. Powell	H. Q. Thompson	W. T. Walker
R. I. Rice	S. G. Thornberry	W. D. Watkins
J. L. Richardson	Chas. B. Truesdell	—32

Those who voted in the negative were—

Samuel W. Adams	W. L. Gossett	C. C. Oney
R. M. Amos	J. Edgar Hadden	Brodie Payne
W. M. Boling	Oscar P. Harvey	H. Walter Pierce
Thos. Bowman	H. C. Hawkins	Arch M. Quarles
Berl Boyd	Thos. O. Holder	Arthur Saunders
W. R. Button	N. T. Hopkins	Lee L. Simons
Sam A. Cary	R. O. Huntsman	Reuben E. Skaggs
Lee Clark	Ira Jones	George W. Smith
E. B. Cross	H. R. Lawrence	Ira D. Smith
Bryce Cundiff	Oscar Leibson	Frank L. Strange
J. C. Day	Martin Light	Geo. F. Thompson
O. A. Denton	C. C. May	D. D. Thornberry
G. Givens Dixon	Harry B. Miller	John M. Tinsley
G. Lucien Drury	Claude D. Minor	Garnett W. Tolin
H. C. Duffy	R. C. Moore	N. I. Toombs
W. D. Duncan	S. H. Moore	W. S. Wallen
George W. Ellis	C. D. McCaw	W. G. Wheeler
Mrs. M. E. Flannery	E. E. Nelson	J. B. Wicker
Emery L. Frazier	Chas. A. Nelson	T. C. Willis
Dr. H. M. Fultz	D. A. O'Donovan	—59

Mr. Payne moved the previous question.

Said motion was agreed to.

Ordered that said bill be read the third time.

The Constitutional provision as to the third reading of said bill at length being dispensed with, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz:

Those who voted in the affirmative were—

Samuel W. Adams	H. C. Hawkins	Arch M. Quarles
J. E. Bickett	Thos. O. Holder	R. I. Rice
W. M. Boling	N. T. Hopkins	Reuben E. Skaggs
Thos. Bowman	R. O. Huntsman	George W. Smith
Berl Boyd	J. T. Jennings	Ira D. Smith
Sam A. Cary	Ira Jones	Frank L. Strange
Lee Clark	H. R. Lawrence	Geo. F. Thompson
E. B. Cross	Martin Light	D. D. Thornberry
Bryce Cundiff	C. C. May	John M. Tinsley
O. A. Denton	R. C. Moore	Garnett W. Tolin
G. Lucien Drury	S. H. Moore	N. I. Toombs
W. D. Duncan	Ed. P. Murrah	John L. Trumbo
George W. Ellis	C. D. McCaw	Oscar Vest
Emery L. Frazier	E. E. Nelson	W. T. Walker
W. L. Gossett	Chas. A. Nelson	W. D. Watkins
Bryant Green	C. C. Oney	W. G. Wheeler
J. Edgar Hadden	Brodie Payne	J. B. Wicker
Oscar P. Harvey	H. Walter Pierce	T. C. Willis

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Those who voted in the negative were—

R. M. Amos	Lester Jeter	James Park
J. F. Bosworth	Wright Kelly	J. L. Richardson
John E. Brown	S. B. Lane	Arthur Saunders
W. R. Button	Oscar Leibson	R. F. Stewart
J. C. Day	Leon P. Lewis	H. V. Thompson
G. Givens Dixon	Rufus Lisle	H. Q. Thompson
A. W. Dorsey	Harry J. Meyers	S. G. Thornberry
Mrs. M. E. Flannery	Harry B. Miller	Chas. B. Truesdell
Ed. A. Gullion	W. T. McGuire	Fred C. Vanhoose
Arch L. Hamilton	R. D. McMurtry	Geo. C. Waggoner
David J. Howard	Geo. W. Newman	W. S. Wallen

—33

Resolved that the title thereof be as aforesaid.

Mr. Denton moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

The House took up for consideration from the Orders of the Day, a bill entitled:

H. B. 74. An Act to repeal and re-enact Sec. 1072 of Carroll's 1915 Edition of the Kentucky Statutes, relating to the salary of County Judges.

Said bill is as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That section 1072 of Carroll's 1915 edition of the Kentucky Statutes be, and the same is hereby repealed and re-enacted so that the same will read as follows:

Section 1072. The County Judge shall receive an annual salary, to be fixed at a reasonable amount by the Fiscal Court, and paid in monthly installments by the county.

Ordered that said bill be read the third time.

The Constitutional provision as to the reading of said bill the third time being dispensed with, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz:

Those who voted in the affirmative were—

Samuel W. Adams	J. F. Bosworth	W. R. Button
R. M. Amos	Thos. Bowman	Sam A. Cary
J. E. Bickett	Berl Boyd	Chas. Chandler
W. M. Boling	John E. Brown	Lee Clark

E. B. Cross	Leon P. Lewis	Lee L. Simons
Bryce Cundiff	Martin Light	George W. Smith
J. C. Day	Rufus Lisle	Ira D. Smith
G. Givens Dixon	Harry J. Meyers	R. F. Stewart
A. W. Dorsey	Harry B. Miller	Geo. F. Thompson
G. Lucien Drury	Claude D. Minor	H. Q. Thompson
W. D. Duncan	R. C. Moore	S. G. Thornberry
George W. Ellis	S. H. Moore	D. D. Thornberry
Mrs. M. E. Flannery	Ed. P. Murrah	John M. Tinsley
Emery L. Frazier	C. D. McCaw	Garnett W. Tolin
Dr. H. M. Fultz	W. T. McGuire	N. I. Toombs
Ed. A. Gullion	R. D. McMurtry	Chas. B. Truesdell
J. Edgar Hadden	E. E. Nelson	John L. Trumbo
Arch L. Hamilton	Geo. W. Newman	Fred C. Vanhoose
Oscar P. Harvey	D. A. O'Donovan	Oscar Vest
H. C. Hawkins	C. C. Oney	Geo. C. Waggoner
Thos. O. Holder	Brodie Payne	W. T. Walker
N. T. Hopkins	H. Walter Pierce	W. S. Wallen
David J. Howard	Arch M. Quarles	W. D. Watkins
Lester Jeter	R. I. Rice	W. G. Wheeler
S. B. Lane	J. L. Richardson	J. B. Wicker
H. R. Lawrence	David I. Scott	T. C. Willis

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Those who voted in the negative were—

W. L. Gossett	R. O. Huntsman	Chas. A. Nelson

—3

Resolved that the title thereof be as aforesaid.

Mr. Gullion moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

The House took up for consideration from the Orders of the Day a bill entitled:

S. B. 47. An Act to amend an Act entitled: "An Act to amend Section two of an Act entitled: An Act to amend an

Act approved March 21, 1906, entitled: An Act to establish a system of State Normal Schools in Kentucky; to create a Board of Regents for the general management thereof; to create a Normal Executive Council, which shall determine the requirements for admission and graduation and the courses of study for said school; to create a Commission which shall determine the location of said schools; and to appropriate funds for their maintenance, approved March 24, 1908, it being Chapter 110 of the Acts of the General Assembly of 1916; and providing a further course of study and empowering the Boards of Regents to grant appropriate degrees upon completion of the same, with the approval of the State Superintendent of Public Instruction.

Said bill is as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That subsection fourteen of Article XVIc, chapter one hundred thirteen, Kentucky Statutes, Carroll's Edition, 1915, be and the same is hereby amended and re-enacted so that the same shall read as follows: "Each Board of Regents shall have full power and authority, subject to the approval of the State Superintendent of Public Instruction, to confer, under its corporate seal, upon students of said schools the following certificates, viz.: An 'Elementary Certificate,' an 'Intermediate Certificate' and an 'Advanced Certificate.'

"The elementary certificate shall be conferred upon the completion of not less than one year's work, and shall entitle the holder thereof to teach in any public school in this state for the period of two years from the date thereof without further examination. The intermediate certificate shall be conferred upon the completion of not less than two years' work, and shall entile the holder thereof to teach in any public school in the state for a period of four years from the date thereof without further examination. The advanced certifi-

cate shall be conferred upon the completion of not less than three years' work, and shall entitle the holder thereof to teach in any public school in this state for a period of three years from the date thereof without further examination, and if, at the end of the three years, a teacher holding an advanced certificate shall present to the Board of Regents which granted the same, satisfactory evidence of successful teaching during said period, and of good moral character, then the advanced certificate may be extended for life or good behavior, by said board, subject, however, to the approval of the State Superintendent of Public Instruction; and it shall be so endorsed by the said board, and the holder thereof shall be entitled to teach in any public school in this state during good behavior without further examination.

"Whenever the executive council shall have prepared a course of study covering four years' work above high school, and either or both of the two Boards of Regents shall have put into operation the said course, any student completing such course shall be entitled to receive an appropriate degree.

"The official endorsement of the State Superintendent of Public Instruction shall be necessary to validate any certificate, or extension thereof above named. Any certificate may be revoked for cause by the Board of Regents of the school granting the same, or by the State Superintendent of Public Instruction. Any county superintendent may, for cause, revoke for his county, any certificate, of which revocation immediate notice shall be given to the State Superintendent of Public Instruction, and he shall have power to approve or reverse such revocation.

"The Secretary of the Board of Regents shall annually on or before the first day of August, transmit to the State Superintendent of Public Instruction the names of those receiving such certificates, their date of issue and the place of residence of each holder, and the State Superintendent shall annually, not later than August 15th, forward to each county school superintendent a printed list of persons holding State

certificates then in force, and those authorized to teach under the provisions of this section, giving names, residences, dates of qualification, and by whom conferred, and the date on which each normal certificate shall expire; and the holder of such certificate shall, before commencing to teach a public school in any county in this State, notify the county superintendent thereof, of such fact, give date of qualification and by whom conferred, and the county school superintendent shall verify same by examination of the list sent him by the State Superintendent and if found correct, shall duly record the said teacher as eligible to teach in such county."

Ordered that said bill be read the third time.

The Constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the constitution were as follows, viz.:

Those who voted in the affirmative were—

Samuel W. Adams	G. Lucien Drury	David J. Howard
R. M. Amos	H. C. Duffy	Wright Kelly
J. E. Bickett	W. D. Duncan	S. B. Lane
W. M. Boling	George W. Ellis	H. R. Lawrence
J. F. Bosworth	Mrs. M. E. Flannery	Oscar Leibson
Thos. Bowman	Emery L. Frazier	Leon P. Lewis
Berl Boyd	Dr. H. M. Fultz	Martin Light
John E. Brown	W. L. Gossett	Rufus Lisle
W. R. Button	Bryant Green	C. C. May
Sam A. Cary	Ed. A. Gullion	Harry J. Meyers
Chas. Chandler	J. Edgar Hadden	Harry B. Miller
Lee Clark	Arch L. Hamilton	Claude D. Minor
E. B. Cross	Oscar P. Harvey	R. C. Moore
O. A. Denton	H. C. Hawkins	S. H. Moore
G. Givens Dixon	Thos. O. Holder	C. D. McCaw
A. W. Dorsey	N. T. Hopkins	W. T. McGuire

R. D. McMurtry	Arthur Saunders	N. I. Toombs
E. E. Nelson	David I. Scott	Chas. B. Truesdell
Chas. A. Nelson	Lee L. Simons	John L. Trumbo
Geo. W. Newman	George W. Smith	Fred C. Vanhoose
D. A. O'Donovan	Ira D. Smith	Oscar Vest
C. C. Olney	R. F. Stewart	Geo. C. Waggoner
James Park	Frank L. Strange	W. T. Walker
Brodie Payne	H. V. Thompson	W. S. Wallen
H. Walter Pierce	Geo. F. Thompson	W. D. Watkins
S. R. Powell	S. G. Thornberry	W. G. Wheeler
Arch M. Quarles	D. D. Thornberry	J. B. Wicker
R. I. Rice	John M. Tinsley	T. C. Willis
J. L. Richardson	Garnett W. Tolin	—86

There voted in the negative—

R. O. Huntsman —1

Resolved that the title thereof be as aforesaid.

Mr. Ira D. Smith moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

The House took up for consideration from the Orders of the Day a bill entitled:

S. Res. 10. Joint Resolution appointing Senators and three Representatives for the purpose of investigating certain Departments of the State.

Said Resolution is as follows, viz:

Be it resolved by the General Assembly of the Commonwealth of Kentucky:

That the Hon. H. S. Caywood, H. F. Green and Chas. J. Hubbard, members of the Senate, and one Republican Senator

to be appointed by the President of the Senate, and the Hon. J. E. Brown, R. I. Rice and H. R. Lawrence, members of the House of Representatives, are hereby appointed a committee for the purpose of investigating the Automobile Department, the Tax Commission, the Confederate Pension Department, the Fish and Game Commission, and the Agricultural Department, with a view of ascertaining whether or not any saving of money can be made to the State by consolidating or eliminating any offices.

The said committee is hereby given authority to employ a stenographer and subpoena any witnesses, including any of the heads of any departments, for the purpose of making a full and thorough investigation. The said committee will make its report to the General Assembly for any action it desires to take. The said committee may recommend any bills to carry out the result of the investigation.

The Auditor of Public Accounts is hereby directed to draw his warrant on the State Treasurer for expenses incurred by said Committee, as certified to him by the Chief Clerk of the Senate. Said Chief Clerk shall draw his voucher upon the Auditor after having received a written, itemized statement of expenses incurred by said committee, signed by the Chairman thereof.

Ordered that said bill be read the third time.

The Constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Samuel W. Adams	Arch L. Hamilton	Arthur Saunders
J. E. Bickett	H. C. Hawkins	Lee L. Simons
W. M. Boling	N. T. Hopkins	George W. Smith
Berl Boyd	Leon P. Lewis	Ira D. Smith
John E. Brown	Martin Light	R. F. Stewart
W. R. Button	Rufus Lisle	Frank L. Strange
Lee Clark	C. C. May	D. D. Thornberry
O. A. Denton	Harry J. Meyers	Garnett W. Tolin
G. Givens Dixon	Harry B. Miller	N. I. Toombs
A. W. Dorsey	Claude D. Minor	Oscar Vest
George W. Ellis	R. C. Moore	W. T. Walker
Mrs. M. E. Flannery	S. H. Moore	W. S. Wallen
Emery L. Frazier	W. T. McGuire	W. D. Watkins
W. L. Gossett	D. A. O'Donovan	W. G. Wheeler
Bryant Green	C. C. Oney	J. B. Wicker
Ed. A. Gullion	Brodie Payne	T. C. Willis
J. Edgar Hadden	H. Walter Pierce	—50

Those who voted in the negative were—

R. M. Amos	Thos. O. Holder	Arch M. Quarles
J. F. Bosworth	R. O. Huntsman	J. L. Richardson
Thos. Bowman	Lester Jeter	David I. Scott
Sam A. Cary	Ira Jones	Reuben E. Skaggs
Chas. Chandler	Wright Kelly	H. V. Thompson
E. B. Cross	S. B. Lane	Geo. F. Thompson
J. C. Day	Oscar Leibson	S. G. Thornberry
G. Lucien Drury	Ed. P. Murrah	John M. Tinsley
W. D. Duncan	R. D. McMurtry	Chas. B. Truesdell
Dr. H. M. Fultz	James Park	John L. Trumbo
Oscar P. Harvey	S. R. Powell	Fred C. Vanhoose
		—33

Resolved that the title thereof be as aforesaid.

Mr. Minor moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

The House took up for consideration from the Orders of the Day a bill entitled:

H. B. 20. An Act fixing the places for holding the examinations for Mine Foremen, Fire Bosses and Assistant Mine Inspectors.

Said Bill is as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That the Board of Examiners for the examination of applicants for certificates of qualification to serve as Mine Foreman, and as Fire Boss in coal mines, and for the examination of candidates for the position of Assistant Inspector of Mines shall hold at least one regular meeting or session each year for examination of said applicants and candidates at the following places:

Paintsville, Johnson county, Kentucky.

Pineville, Bell county, Kentucky.

Lexington, Fayette county, Kentucky.

Madisonville, Hopkins county, Kentucky.

The Chairman of the Board of Examiners shall have authority to call special meetings to be held at any of the above named places whenever there shall be necessity therefor. Notice of time and place shall be given thirty days in advance of all meetings for examinations.

§ 2. All laws and parts of laws in conflict with this act are hereby repealed.

Ordered that said bill be read the third time.

The Constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Samuel W. Adams	Oscar P. Harvey	S. R. Powell
R. M. Amos	H. C. Hawkins	Arch M. Quarles
W. M. Boling	Thos. O. Holder	R. I. Rice
Thos. Bowman	N. T. Hopkins	J. L. Richardson
Berl Boyd	R. O. Huntsman	Arthur Saunders
John E. Brown	Lester Jeter	David I. Scott
Sam A. Cary	S. B. Lane	Lee L. Simons
Chas. Chandler	H. R. Lawrence	Reuben E. Skaggs
Lee Clark	Oscar Leibson	George W. Smith
E. B. Cross	Leon P. Lewis	Ira D. Smith
Bryce Cundiff	Martin Light	R. F. Stewart
J. C. Day	Rufus Lisle	Frank L. Strange
O. A. Denton	Harry J. Meyers	H. V. Thompson
G. Givens Dixon	Harry B. Miller	H. Q. Thompson
A. W. Dorsey	R. C. Moore	S. G. Thornberry
G. Lucien Drury	S. H. Moore	D. D. Thornberry
H. C. Duffy	Ed. P. Murrah	John M. Tinsley
W. D. Duncan	C. D. McCaw	Garnett W. Tolin
George W. Ellis	W. T. McGuire	N. I. Toombs
Mrs. M. E. Flannery	R. D. McMurtry	John L. Trumbo
Emery L. Frazier	E. E. Nelson	Fred C. Vanhoose
Dr. H. M. Fultz	Chas. A. Nelson	Oscar Vest
W. L. Gossett	D. A. O'Donovan	W. T. Walker
Bryant Green	C. C. Oney	W. S. Wallen
Ed. A. Gullion	James Park	W. D. Watkins
J. Edgar Hadden	Brodie Payne	J. B. Wicker
Arch L. Hamilton	H. Walter Pierce	T. C. Willis —81

There voted in the negative—

C. C. May —1

Resolved that the title thereof be as aforesaid.

Mr. Vanhoose moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

The House took up for consideration from the Orders of the Day a bill entitled:

H. B. 13. An Act relating to unlawful carnal knowledge of children under the age of eighteen years, including both sexes, and prescribing and fixing penalties for violations thereof and amending and re-enacting Sec. 1155, Kentucky Statutes, Carroll, 1915.

Mr. Boyd moved that said Bill be recommitted to Committee on Criminal Law.

Said motion was agreed to.

The House took up for consideration from the Orders of the Day a bill entitled:

H. B. 139. An Act placing McCreary County in the Second Railroad Commissioner's District.

Mr. Vest moved that said bill be recommitted to Committee on Redistricting Legislative.

Said motion was agreed to.

A message was received from the Senate announcing that they had passed bills of the following titles, viz:

1. S. B. 49. An Act to amend, revise and re-enact Sec. 3512 of Kentucky Statutes, same being a part of Subdivision 4 of Art. 5 of Chapter 89 thereof.

2. S. B. 84. An Act to amend and re-enact Sec. 815, Kentucky Statutes, Carroll's 1915 Edition.

3. S. B. 48. An Act changing the time for holding the sessions of the Circuit Court in the Twenty-sixth Circuit Court District of Kentucky, and providing that regular grand juries be summoned and penal and criminal cases be tried at certain specified terms unless the Court in emergency otherwise directs.

4. S. B. 111. An Act to amend Subsec. 3, of Sec. 331e, Kentucky Statutes, Carroll's 1915 Edition.

Said bills were ordered printed and referred

1. To Committee on Judiciary.

2. To Committee on Criminal Law.

3. To Committee on Circuit Courts.

4 To Committee on Judiciary.

That they had concurred in a bill which originated in this House entitled:

H. B. 28. An Act authorizing the Fiscal Courts of Counties of this Commonwealth to indemnify the United States against any and all claims for damages that might result from overflow of rivers, improved by the United States, by installing locks and dams.

(For Bill see House Journal 23.)

Ordered that said bill be delivered to the Enrolling Clerk of the House.

Mr. Huntsman moved that the House do now adjourn.

Said motion was agreed to.

And then the House adjourned.

THURSDAY, FEBRUARY 2, 1922.

The House was opened with prayer by the Rt. Rev. Father Klosterman of the Roman Catholic Church of Frankfort.

The roll was called and the following Members answered to their names, viz:

Samuel W. Adams	H. C. Hawkins	S. R. Powell
R. M. Amos	Thos. O. Holder	R. I. Rice
J. E. Bickett	N. T. Hopkins	Arthur Saunders
W. M. Boling	David J. Howard	David I. Scott
Thos. Bowman	Lester Jeter	Lee L. Simons
John E. Brown	Ira Jones	Reuben E. Skaggs
W. R. Button	Wright Kelly	George W. Smith
Sam A. Cary	H. R. Lawrence	Ira D. Smith
Chas. Chandler	Oscar Leibson	R. F. Stewart
Lee Clark	Leon P. Lewis	Frank L. Strange
E. B. Cross	Martin Light	H. V. Thompson
Bryce Cundiff	Rufus Lisle	Geo. F. Thompson
J. C. Day	C. C. May	H. Q. Thompson
O. A. Denton	Harry J. Meyers	D. D. Thornberry
G. Givens Dixon	Harry B. Miller	John M. Tinsley
A. W. Dorsey	S. H. Moore	Garnett W. Tolin
G. Lucien Drury	Ed. P. Murrah	N. I. Toombs
H. C. Duffy	B. A. Muster	Chas. B. Truesdell
W. D. Duncan	C. D. McCaw	John L. Trumbo
George W. Ellis	W. T. McGuire	Fred C. Vanhoose
Mrs. M. E. Flannery	R. D. McMurtry	Oscar Vest
Emery L. Frazier	E. E. Nelson	Geo. C. Waggoner
Dr. H. M. Fultz	Chas. A. Nelson	W. T. Walker
W. L. Gossett	Geo. W. Newman	W. S. Wallen
Bryant Green	D. A. O'Donovan	W. D. Watkins
Ed. A. Gullion	C. C. Oney	W. G. Wheeler
J. Edgar Hadden	James Park	J. B. Wicker
Arch L. Hamilton	Brodie Payne	T. C. Willis
Oscar P. Harvey	H. Walter Pierce	—86

The reading of the Journal of yesterday's proceedings was dispensed with.

1. Mr. Holder presented the Petition of sundry citizens of Russell County protesting against the passage of S. B. 36 and H. B. 65.

2. Mr. Muster presented a Petition of sundry teachers of Nelson County protesting against the repeal of the present County School Law.

Which were received, their reading dispensed with and referred,

1. To Committee on Banks and Banking.

2. To Committee on Education No. 1.

Mr. Button offered the following Resolution, viz:

Whereas, the members of the House of Representatives have been invited by the State Board of Health of Kentucky to attend as its guests the National Health Exhibit, now in progress in the city of Louisville, Kentucky, and

Whereas, the said State Board of Health has provided each member of the House of Representatives with transportation on the Louisville & Nashville Railroad from Frankfort, Kentucky, to Louisville, Kentucky, and return without valuable consideration, and

Whereas, on the floor of said House of Representatives on Wednesday, February 1, 1922, Honorable C. A. Nelson, Representative from Hardin County, announced publicly that he was authorized to state by Dr. A. T. McCormick, Secretary of said Board of Health, that said transportation above mentioned was furnished by the Louisville & Nashville Railroad and not by the State Board of Health, and

Whereas, the Statute law of Kentucky forbids under penalty the issuance and acceptance of free transportation for members of this lgeislative body, and

Whereas, the House of Representatives on Monday, January 31, 1922, defeated a bill the purpose of which was to repeal the anti-pass law and thereby expressed the opinion of this body, and now, therefore,

Be it resolved by the House of Representatives of the Commonwealth of Kentucky:

That transportation issued and now in the possession of members of this body has been issued and has been accepted in violation of both the spirit and the letter of the anti-pass law, and be it further resolved,

That to retain said transportation is a reflection upon the integrity of this body, and that said transportation is now surrendered to the Sergeant-at-Arms of this House, who is instructed to return same to the Louisville & Nashville Railroad Company.

Mr. Vest moved that said Resolution be referred to the Committee on Railroads.

Said motion was agreed to.

Mr. Duffy offered a Joint Resolution entitled:

H. Res. 14. Resolution in favor of Bryce Cundiff and Jas. H. Johnson.

Said Resolution was ordered printed and referred to Committee on Appropriations.

The Committees to which same had been referred reported bills of the following titles, viz:

By Mr. Lisle of the Committee on Agriculture.

H. B. 166. An Act legalizing the organization of cooperative associations producing, dealing in, handling or pre-

paring for market, farm, dairy, orchard or garden products, and for the establishment in conjunction therewith co-operative banking institutions.

By Mr. C. A. Nelson of the Committee on Appropriations.

H. B. 22. An Act relating to record of enlisted Soldiers, Sailors, Marines and Army Nurses, and providing the payment thereof.

By Mr. Richardson of the Committee on Circuit Courts.

H. B. 29. An Act to fix the pay of Jury Commissioners, Grand Jurors and Petit Jurors of the Circuit Courts of this Commonwealth.

By same.

H. B. 264. An Act to change and fix the times for holding the terms of Circuit Court in the Thirty-sixth Judicial District of Kentucky composed of the Counties of Wolfe, Morgan and Magoffin.

By Mr. Miller of the Committee on Kentucky Statutes.

H. B. 255. An Act to amend Chapter 132, 1918 Acts of the Kentucky Legislature, same being an Amendment to Sec. 3514, Kentucky Statutes, Carroll's 1915 Edition, entitled: "Actions that must be brought within fifteen years after accrual of right."

By same.

H. B. 227. An Act, relating to county treasurers, fixing their compensation, and amending and re-enacting Sec. 934, Chapter 34, of Carroll's Kentucky Statutes, 1915 Edition.

By same.

H. B. 254. An Act to amend Sec. 1840 of the Kentucky Statutes, Carroll's 1915 Edition, relating to jurisdiction and powers generally of Fiscal Courts.

By Mr. Gossett of the Committee on Public Health.

H. B. 251. An Act to authorize and regulate the practice of Chiropractic, to provide for the licensing and examination of Chiropractors, to create a State Board of Examination and Registration, to provide for the appointment of same, to establish rules and regulations governing said Board, to provide a curriculum, and establish a standard of efficiency, to provide prerequisites and establish a fee for examination, to provide for the disposal of the fund arising from said fee, to regulate the holding of meetings of said Board and issuance of said license to practice Chiropractic, to provide a penalty for practicing Chiropractic without a license as provided by this Act, and to repeal all Acts and parts of Acts in conflict herewith.

By Mr. Stewart of the Committee on Public Ditches and Fences.

H. B. 24. An Act to amend subsec. 36 of Sec. 2380, Kentucky Statutes, relating to Public Ditches.

By Mr. D. D. Thornberry of the Committee on State Prisons and Houses of Reform.

H. B. 175. An Act to provide for the government and conduct of prisoners, sentenced to the Reformatory at Frankfort, and the Penitentiary at Eddyville, during their term of sentence, and their eligibility to Parole.

By same.

H. B. 174. An Act to provide for the Commitment, Government and Conduct of delinquent children committed to

the Houses of Reform, during their confinement in said Houses of Reform, and while on Parole, and declaring an emergency.

By Mr. Duncan of the Committee on Ways and Means.

H. B. 260. An Act prohibiting the teaching of evolution in any school or college or institution of learning maintained in whole or in part in this State by funds raised by taxation and providing penalties therefor.

Upon a call of the Counties and Legislative Districts, the following Bills were introduced, ordered printed and referred as follows, viz:

By Mr. Newman.

H. B. 319. An Act to repeal Subsec. 10 of Sec. 1893c, Kentucky Statutes, 1918 Edition, and re-enact the same.

To Committee on Fish and Game.

By Mr. Boyd.

H. B. 320. An Act to regulate the sale and distribution of agricultural seed, defining same and fixing penalties for violation thereof; providing and appropriating funds to carry out the provisions of the Act; and repealing Chapter 62, Acts of 1916, entitled, "An Act to regulate the sale of agricultural and other seeds."

To Committee on Agriculture.

By Mr. Green.

H. B. 321. An Act to amend and re-enact Sec. 1169, Kentucky Statutes, Carroll's 1915 Edition.

To Committee on Insurance, Fire and Marine.

By Mr. Lewis.

H. B. 322. An Act for the benefit of the Home for the Incurables.

To Committee on Appropriations.

By Mr. Richardson.

H. B. 323. An Act amending and re-enacting Sec. 3014, Kentucky Statutes (being Sec. 228 of the Act approved July 1, 1893, entitled "An Act for the government of cities of the first class"), and vesting in the General Council, in such cities, authority to provide, by ordinance, for the suspension, revocation, and non-reissuance of any licenses issued under ordinance authority of such cities.

To Committee on Municipalities.

By same.

H. B. 324. An Act amending and re-enacting Sec. 2982, Kentucky Statutes, Carroll's Edition of 1915 (being Sec. 197 of the Act approved July 1, 1893, entitled "An Act for the government of cities of the first class," as amended by Sec. 2 of the Act approved March 16, 1898, entitled "An Act to amend an Act entitled 'An Act for the government of cities of the first class,' approved July 1, 1893;") and providing for the borrowing by such cities, of funds for current fiscal needs, and the pledging of current taxes and revenues to secure such loans.

To Committee on Municipalities.

By Mr. Willis.

H. B. 325. An Act to amend and re-enact Sec. 110 of Codes of Practice in criminal cases relating to the presence of persons before the Grand Jury.

To Committee on Circuit Courts.

By Mr. May.

H. B. 326. An Act for the protection and conservation of the supply of natural gas of the State of Kentucky, and prohibiting the waste and wasteful use of such gas, and providing penalties for the violation of such Act.

To Committee on Circuit Courts.

By Mr. Moore.

H. B. 327. An Act to amend Chapter 161 of the Session Acts, 1920, entitled "An Act to amend Sec. four thousand three hundred thirty-seven of Volume 2 of Carroll's 1915 Edition of the Kentucky Statutes."

By Mr. Brown.

H. B. 328. An Act requiring Interurban Electric Railroad Companies, carrying passengers for hire between points outside the limits of cities or municipalities, ten or more miles apart to provide, and at all times keep, on the passenger cars operating between such points a plentiful supply of pure and wholesome water for drinking purposes.

To Committee on Public Health.

Mr. Lawrence moved that the Session of the House be extended indefinitely.

Said motion was agreed to.

Mr. Lawrence moved that the motion by which this Session was extended indefinitely be reconsidered and said motion lie on the table.

Mr. Miller of the Committee on Kentucky Statutes, to which same had been referred, reported a bill of the following title, viz:

H. Res. 9. Joint Resolution for the benefit of J. W. Hedden, former Superintendent of Public Printing.

With the expression of opinion that said Resolution ought not to pass.

The question being taken on ordering said Resolution to a reading, the report of the Committee to the contrary notwithstanding, it was decided in the negative.

And so said Resolution was rejected.

The House took up for consideration from the Calendar bills of the following titles, viz:

H. B. 147. An Act authorizing Courts of Justice to grant Declaratory Judgments.

H. B. 180. An Act to amend an Act of the General Assembly of 1920 in Chapter so entitled: "An Act to amend and re-enact Sec. 3783 of the Kentucky Statutes, Carroll's Edition, 1915, relating to the patrols.

H. B. 214. An Act amending Sec. 1050, Kentucky Statutes, in reference to Judges of Quarterly Court.

H. B. 181. An Act to amend Subsec. 2 of Sec. 331e of the Kentucky Statute in reference to County Court, Juvenile Session, Clerk of Court.

S. B. 19. An Act authorizing the Court of Appeals to appoint an additional Commissioner of the Court of Appeals and providing clerical assistance for him.

H. B. 117. An Act to repeal an Act entitled: "An Act to define and prohibit Syndicalism and Sedition."

H. B. 210. An Act to amend and re-enact Sec. 3 of an Act relating to annulling Charters of towns of the sixth class which was enacted by the General Assembly of the Commonwealth of Kentucky March 21, 1906.

H. B. 201. An Act to amend an Act entitled: "An Act defining boundaries for school districts embracing cities of the fourth class and providing systems of schools in such district and creating Boards of Education for such Districts; providing for the election thereof, defining their powers and duties and repealing all laws in conflict therewith.

H. B. 93. An Act to amend Sec. 3677 of the Kentucky Statute relating to the collection of taxes for towns of the sixth class.

H. B. 298. An Act relating to revenue and taxation, relating to assessment of property, providing for a levy of tax on all property by classes and for distribution thereof.

H. B. 114. An Act authorizing the incurring of an indebtedness of Fifty Million Dollars ($50,000,000.00) for the purpose of constructing and completing the Primary System of State Highways, as defined in Sec. 5, Chapter 17, of the Acts of the General Assembly of 1920, and for the purpose of paying the indebtedness now owed by the State on account of roads constructed under the State Aid Law; providing for the issual and sale of Fifty Million Dollars ($50,000,000.00) in bonds representing said indebtedness; providing an annual

tax to retire said bonds and all interest thereon within thirty years; appropriating Fifty Million Dollars ($50,000,000.00) for the purpose of constructing and completing said Primary system of State highways, and for the purpose of paying said State Aid road indebtedness; providing the method of submitting said indebtedness to a vote of the people for their approval or rejection, and defining the duties of the officers charged with carrying out the provisions of this Act.

Ordered that said bills be read the second time.

The Constitutional provisions as to the second reading of said bills at length being dispensed with, they were read the second time by their titles.

Ordered that said bills be placed in the Orders of the Day.

A message was received from the Senate announcing that they had passed bills of the following titles, viz:

1. S. B. 4. An Act to provide for the elimination of grade crossings on the primary roads of the State; giving the State Highway Commission the power to order the elimination of such crossings and the power to direct the character of crossing to be substituted therefor; providing for appeal to the Franklin Circuit Court from such orders of the State Highway Commission and for appeal from the judgment of the Franklin Circuit Court to the Court of Appeals; and providing for the method of paying the cost incurred in the elimination of such crossings.

2. S. B. 46. An Act relating to, and fixing the time when, the question of annexation by any city of the second class of a city of the second, third or fourth class, as provided in Sec. 3050a, Kentucky Statutes, Carroll's Edition, 1915,

may again be taken up and submitted to an election after it has been once rejected.

Said bills were ordered printed and referred,

1. To Committee on Public Roads and Highways.

2. To Committee on Cities of Second and Third Class.

Mr. Richardson moved that when the hour of twelve-thirty o'clock P. M. arrives today, this House do recess until one-thirty o'clock P. M.

Said motion was agreed to.

The House took up for consideration from the Orders of the Day a bill entitled:

H. B. 39. An Act creating a Commission to be known as the "Miners Qualification Board" to provide for the safety of persons employed in and about coal mines, providing for the examination of persons seeking employment at coal mines, and providing penalties for violation of the provisions of this Act.

Mr. Wallen moved that said bill be recommitted to the Committee on Appropriations.

Said motion was agreed to.

The House took up for consideration from the Orders of the Day, a bill entitled:

H. B. 194. An Act conferring additional powers upon the Legislative Body or Governing Authority of Cities of the Fourth Class.

Mr. Boyd moved that said bill be recommitted to the Committee on Cities of the Fourth Class.

Said motion was agreed to.

The House took up for consideration from the Orders of the Day a bill entitled:

H. B. 38. An Act to amend Sec. 4 of Chapter 497 of Kentucky Code relating to money of infants.

Said bill is as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That Subsection 4 of Section 497, Kentucky Civil Code of Practice, be amended by adding at the end of said subsection after the word "paid" the following words: "or where the amount to which such infant, person of unsound mind or married woman is entitled does not exceed one hundred dollars and it is necessary for the maintenance of such person that the same be received by or for the benefit of such person, the court may direct it to be paid to said married woman or the person who has custody and care of such person to be used for the care and maintenance of such person without the execution of bond as provided in this section." Said subsection when so amended shall read as follows:

4. (Interest may be paid before bond executed.) The court may permit the guardian or committee without executing the bond above mentioned or the married woman though she be an infant, to receive the interest on the money until it is paid, or where the amount to which such infant person of unsound mind or married woman is entitled does not exceed one hundred dollars and it is necessary for the maintenance of such person the court may direct it to be paid to such married person, or the person having the care or control of

such infant or person of unsound mind to be used for their benefit without the execution of bond as in said section provided, and such payment shall discharge the lien on said real estate.

Ordered that said bill be read the third time.

The Constitutional provision as to the third reading of said bill at length being dispensed with, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz:

Those who voted in the affirmative were—

Samuel W. Adams	Arch L. Hamilton	Geo. W. Newman
R. M. Amos	Oscar P. Harvey	D. A. O'Donovan
J. E. Bickett	H. C. Hawkins	C. C. Olney
W. M. Boling	Thos. O. Holder	James Park
J. F. Bosworth	N. T. Hopkins	Brodie Payne
Thos. Bowman	David J. Howard	H. Walter Pierce
Berl Boyd	R. O. Huntsman	S. R. Powell
John E. Brown	Lester Jeter	Arch M. Quarles
Sam A. Cary	Ira Jones	R. I. Rice
Chas. Chandler	Wright Kelly	J. L. Richardson
Lee Clark	S. B. Lane	Arthur Saunders
E. B. Cross	H. R. Lawrence	Lee L. Simons
J. C. Day	Oscar Leibson	Reuben E. Skaggs
O. A. Denton	Leon P. Lewis	George W. Smith
G. Givens Dixon	Martin Light	Ira D. Smith
A. W. Dorsey	Rufus Lisle	R. F. Stewart
G. Lucien Drury	C. C. May	Frank L. Strange
W. D. Duncan	Harry J. Meyers	H. V. Thompson
George W. Ellis	Harry B. Miller	Geo. F. Thompson
Mrs. M. E. Flannery	Claude D. Minor	H. Q. Thompson
Dr. H. M. Fultz	S. H. Moore	S. G. Thornberry
Bryant Green	Ed. P. Murrah	D. D. Thornberry
Ed. A. Gullion	B. A. Muster	John M. Tinsley
J. Edgar Hadden	Chas. A. Nelson	Garnett W. Tolin

N. I. Toombs	Oscar Vest	W. G. Wheeler
Chas. B. Truesdell	W. T. Walker	J. B. Wicker
John L. Trumbo	W. S. Wallen	T. C. Willis
Fred C. Vanhoose	W. D. Watkins	—83

Resolved that the title thereof be as aforesaid.

Mr. May moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

The House took up for consideration from the Orders of the Day a bill entitled:

H. B. 66. An Act prohibiting the appearance of persons clothed only in bathing costumes upon the Public Highways of this Commonwealth, upon the streets of towns or villages having no public protection.

Said bill is as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That it shall be unlawful for any person or persons to appear on any highway, or upon the street of any town or village having no police protection, when such person or persons are clothed only in ordinary bathing garb.

§ 2. Any person violating the provisions of this Act shall be guilty of a misdemeanor, and upon conviction shall be fined in any sum not less than $5.00 nor more than $25.00 for each and every offense.

Ordered that said bill be read the third time.

The Constitutional provisions as to the third reading of said bill at length being dispensed with it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz:

Those who voted in the affirmative were—

Samuel W. Adams	David J. Howard	J. L. Richardson
R. M. Amos	Wright Kelly	Arthur Saunders
W. M. Boling	S. B. Lane	David I. Scott
J. F. Bosworth	Oscar Leibson	Lee L. Simons
John E. Brown	Martin Light	Reuben E. Skaggs
Chas. Chandler	C. C. May	George W. Smith
Lee Clark	Harry J. Meyers	Frank L. Strange
E. B. Cross	Harry B. Miller	Geo. F. Thompson
J. C. Day	Claude D. Minor	H. Q. Thompson
O. A. Denton	R. C. Moore	S. G. Thornberry
G. Givens Dixon	Ed. P. Murrah	D. D. Thornberry
W. D. Duncan	B. A. Muster	John M. Tinsley
George W. Ellis	C. D. McCaw	Garnett W. Tolin
Mrs. M. E. Flannery	W. T. McGuire	N. I. Toombs
Dr. H. M. Fultz	R. D. McMurtry	Chas. B. Truesdell
W. L. Gossett	E. E. Nelson	John L. Trumbo
Bryant Green	Chas. A. Nelson	Fred C. Vanhoose
Ed. A. Gullion	Brodie Payne	Geo. C. Waggoner
J. Edgar Hadden	H. Walter Pierce	W. T. Walker
Oscar P. Harvey	S. R. Powell	W. D. Watkins
H. C. Hawkins	Arch M. Quarles	W. G. Wheeler
N. T. Hopkins	R. I. Rice	J. B. Wicker

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Those who voted in the negative were—

Berl Boyd	H. C. Duffy	R. O. Huntsman
Bryce Cundiff	Emery L. Frazier	Lester Jeter
A. W. Dorsey	Arch L. Hamilton	H. R. Lawrence
G. Lucien Drury	Thos. O. Holder	Leon P. Lewis

Rufus Lisle	Ira D. Smith	Oscar Vest	
Geo. W. Newman	R. F. Stewart	W. S. Wallen	
James Park	H. V. Thompson		—20

Resolved that the title thereof be as aforesaid.

Mr. C. A. Nelson moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

Mr. Dorsey of the Committee on Enrollments reported that they had examined and found correctly enrolled a bill of the following title, viz:

H. B. 28. An Act authorizing the Fiscal Courts of Counties of this Commonwealth to indemnify the United States against any and all claims for damages that might result from overflow of rivers, improved by the United States by installing locks and dams.

Thereupon all other business was suspended, the said bill was read at length and compared in open House and thereupon the Speaker in open Session and in the presence of the House affixed his signature thereto.

Ordered that the Enrolling Clerk deliver the same to the Senate.

After a time the Enrolling Clerk delivered the original and enrolled bill duly signed by the President of the Senate into the possession of the Chief Clerk of this House.

Ordered that the Chief Clerk of this House deliver said enrolled bill to the Governor.

After a time the Clerk reported that he had discharged that duty.

The hour of twelve-thirty o'clock P. M. having arrived, the House recessed.

The hour of one-thirty o'clock having arrived the Speaker resumed the Chair and called the House to order.

The House took up for consideration from the Orders of the Day a bill of the following title, viz:

H. B. 186. An Act to amend and re-enact Sec. 528, Kentucky Statutes, Carroll's Edition, 1918, relating to duties of Coroner.

Said bill is as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That Section 528, Kentucky Statutes, Carroll's Edition, 1915, relating to the duties of the coroner be and the same is hereby amended by striking therefrom the words, "or when he has reason to believe a crime had been committed," so that when amended and re-enacted said Section shall read as follows:

Section 528. "It shall be the duty of the coroner upon request or when he is informed of a sudden death to hold an inquest upon the body of any person suddenly drowned or otherwise suddenly killed, or dies a sudden death when not attended by a regular practicing physician. He shall cause to be summoned a jury to be composed of six good housekeepers of the county, summoned and sworn by himself who upon their oaths, shall inquire and say, in writing, if they know in what manner the person came to his death, when, where, how

and by whom, and who were present and who are culpable of the act."

§ 2. All laws and parts of laws in conflict herewith are hereby repealed. An emergency is hereby declared to exist and it is hereby ordained that this act shall take effect from and after its approval by the Governor.

Ordered that said bill be read the third time.

The Constitutional provision as to the third reading of said bill being dispensed with, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz:

Those who voted in the affirmative were—

Samuel W. Adams	N. T. Hopkins	Brodie Payne
R. M. Amos	David J. Howard	H. Walter Pierce
J. E. Bickett	Lester Jeter	S. R. Powell
J. F. Bosworth	S. B. Lane	R. I. Rice
Thos. Bowman	H. R. Lawrence	Arthur Saunders
Berl Boyd	Oscar Leibson	David I. Scott
W. R. Button	Martin Light	Reuben E. Skaggs
Sam A. Cary	Rufus Lisle	George W. Smith
Chas. Chandler	C. C. May	Ira D. Smith
Bryce Cundiff	Harry J. Meyers	H. V. Thompson
G. Givens Dixon	Harry B. Miller	Geo. F. Thompson
A. W. Dorsey	Claude D. Minor	H. Q. Thompson
George W. Ellis	R. C. Moore	N. I. Toombs
Mrs. M. E. Flannery	S. H. Moore	Chas. B. Truesdell
Emery L. Frazier	Ed. P. Murrah	W. T. Walker
Bryant Green	B. A. Muster	W. S. Wallen
Ed. A. Gullion	C. D. McCaw	W. D. Watkins
J. Edgar Hadden	W. T. McGuire	W. G. Wheeler
Arch L. Hamilton	Chas. A. Nelson	T. C. Willis
H. C. Hawkins	James Park	—59

Those who voted in the negative were—

W. M. Boling	W. L. Gossett	E. E. Nelson
John E. Brown	Oscar P. Harvey	Geo. W. Newman
Lee Clark	Thos. O. Holder	C. C. Oney
J. C. Day	Ira Jones	John M. Tinsley
H. C. Duffy	Wright Kelly	Garnett W. Tolin
Dr. H. M. Fultz	R. D. McMurtry	J. B. Wicker

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Resolved that the title be as aforesaid.

Mr. Miller moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

The House took up for consideration from the Orders of the Day a bill entitled:

H. B. 35. An Act to suppress and prohibit the issuance and distribution, gift, supplying or procurrance of trading stamps by any trading stamp company, persons, firms, corporation or merchants, and to prohibit the redemption of any trading stamps by any trading stamp company, persons, firms, corporation or merchants; and to prohibit the advertisement of the issuance, distribution, gift, supplying or procurrance of trading stamps; and to prohibit the acceptance of any trading stamps by any person; and providing penalties for violations of its provisions.

Said bill is as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. The term "trading stamp" within the meaning of this Act, is hereby defined to be any stamp, coupon, ticket, cer-

tificate, label, metal check or tag, or any other similar written, printed, embossed, engraved or blown premium device, of whatever material made or by whatever name called, that is issued or given away or furnished with any purchase or sale of goods, wares or merchandise or other article or thing of value, or with work, labor or services of any kind, performed or rendered for reward or compensation, which when presented either separately or with other similar stamps, coupons, tickets, certificates, labels, metal checks or tags, or other similar written, printed, embossed, engraved or blown premium devices, of whatever material made or by whatever name called, shall entitle, or purport to entitle, the holder thereof, or the person presenting the same, whether singly or in any specified number or numbers, to receive in whole or in part any gift, prize, money, article of merchandise or value, or which shall be received or taken in part payment for any gift, prize, money or article of merchandise or value.

The term "trading stamp company" within the meaning of this Act, is hereby defined to mean and include any person, firm or corporation that is engaged in the business of issuing, distributing, selling or furnishing to merchants or to any other person trading stamps as herein defined, which such merchant or other person furnishes or gives away to his customers with purchases or sales of goods, wares, or merchandise, or in connection with work, services or labor performed for reward or compensation, it being immaterial whether such stamps are redeemed in money or merchandise by the trading stamp company or by the merchant or person who gives them to his customer, or by any other person.

The term "merchant" and the term "person" wherever used in this Act shall include and be held to mean individual, partnership, corporation and joint stock company; the singular number shall include the plural, and vice versa; and the masculine gender shall include the feminine.

§ 2. It shall be unlawful for any trading stamp company or any other person, firm or corporation to issue, distribute,

give, sell, furnish, supply to, or procure for any merchant or other person in this Commonwealth, trading stamps to be distributed, used or given away by such merchant or other person, with, for or in connection with, the sale of goods, wares or merchandise by such merchant, or work, labor or services rendered or performed for reward or compensation by such other person.

Nor shall any such trading stamp company or other person, firm or corporation, redeem trading stamps or hold itself or himself out as ready or willing to redeem trading stamps except as hereinafter provided in and by Section 6 of this Act.

§ 3. It shall be unlawful for any merchant or other person in this Commonwealth to issue, sell, vend, distribute, furnish or give away trading stamps in connection with the sale of any goods, wares or merchandise, or work, labor or services of any kind performed or rendered for reward or compensation, or by virtue of such sale, or of such work, labor or services so rendered or performed, or by reason of the payment of such merchant or other person of any bill, account, or moneys due or owing to such merchant or other person.

Nor shall any such merchant or other person redeem trading stamps or hold himself out as ready or willing to redeem trading stamps, except as hereinafter provided in and by Section 6 of this Act.

Provided, however, that nothing herein shall prohibit any merchant or person from giving or allowing a discount in cash in payment for the purchase of any goods, wares, or merchandise or upon the payment of any bill or account or moneys due or owing to such merchant or other person, provided the said discount in cash is allowed at the time of sale or payment.

§ 4. It shall be unlawful for any person in the Commonwealth to accept or receive from any merchant or other person, trading stamps in connection with or by virtue of, the purchase of any goods, wares or merchandise, from any such

merchant or other person, or in connection with, or by virtue of, any work, labor or services of any kind performed or rendered by such merchant or other person for reward or compensation.

Nor shall it be lawful for any person to accept or receive trading stamps from any merchant or other person by reason of the prompt or any payment to such merchant or other person of any bill, account, or money or moneys, due or owing, to such merchant or other person.

§ 5. It shall be unlawful for any newspaper, magazine, sheet or periodical published and circulated in this Commonwealth to print or publish therein any advertisement of any trading stamp company, or any advertisement of, or any announcement by, any person indicating that such person gives or redeems, or holds himself out as ready or willing to give or redeem, trading stamps, or to print, advertise, cirulate or publish in any such newspaper, magazine, sheet or periodical any matter, announcement, symbol or statement of or in anywise concerning the use, sale, distribution or redemption of trading stamps, except as hereinafter provided in Section 6 of this Act.

§ 6. Nothing contained in this Act shall prohibit or be construed to prohibit, any trading stamp company, merchant or other person that has heretofore redeemed, or has held itself or himself out as ready, willing or able to redeem, trading stamps, from redeeming any or all trading stamps that have been issued and are outstanding at the time this Act takes effect for a period of ninety days from and after the day that this Act becomes effective. During such period of ninety days, merchants or other persons who have, prior to the day this Act becomes effective, furnished, distributed or given away trading stamps in connection with any sales of goods, wares or merchandise, or work, labor or services of any kind performed or rendered for compensation, may redeem such stamps; during the aforementioned period of ninety days, trading stamp companies may redeem trading stamps

so issued and outstanding; and it shall be lawful during such period of ninety days for trading stamp companies to redeem all stamps in the hands of merchants, or other persons, which such trading stamp companies have sold, distributed or furnished to such merchants or other persons, whether such merchants or other persons have theretofore distributed or given away such stamps to customers, or whether such stamps are still in the hands of merchants or other persons unused.

Nothing in this section, however, shall authorize or be construed to authorize any trading stamp company, or any merchant or other person to issue, sell, vend, distribute, furnish or give away, any trading stamps on or after the day this Act becomes effective, the sole purpose of this section being to authorize the redemption, for a period of ninety days, of stamps issued and outstanding on the day this Act becomes effective, whether in the hands of a merchant or other person, or of the persons who have collected trading stamps.

Nothing contained in Section 5 of this Act, shall prohibit any newspaper, magazine, sheet or periodical, published and circulated in this Commonwealth, for the aforementioned period of ninety days, from printing or publishing therein any advertisement of any trading stamp company, merchant or other person, indicating or announcing that such trading stamp company, merchant or other person is willing to redeem trading stamps for the above mentioned period of ninety days, or where, or how, or when, trading stamps may be redeemed during the said period.

§ 7. Any person violating any provision of this Act shall be guilty of a misdemeanor, and upon conviction shall be fined not less than $50.00 nor more than $100.00, or imprisoned for not less than five nor more than fifty days, or both so fined and imprisoned, for each offense. The issuance, or redemption, or advertisement, or acceptance of each trading stamp shall be a separate offense under the terms of this Act.

§ 8. Any person who accepts or receives a trading stamp or trading stamps, in violation of Section 4 of this Act, shall

be a competent witness in any prosecution against the merchant or other person who furnished, distributed or gave away such trading stamp or trading stamps; and it shall be no exemption to the person so accepting or receiving same that his testimony may incriminate himself; but no such testimony given by the witness shall be used against him in any prosecution except for perjury, and said witness shall be discharged from all liability for any offense so necessarily disclosed in his testimony.

§ 9. If, for any reason, any section, provision, clause or any part of this Act shall be held to be unconstitutional or invalid, then that fact shall not affect or destroy the validity or constitutionality of any other section, provision, clause or part of this Act, which is not in and of itself unconstitutional or invalid, and the remaining portion of the Act shall be enforced without regard to the section, provision, clause or part so held to be invalid.

§ 10. All laws and parts of laws inconsistent herewith are hereby repealed.

Together with the following Amendment offered by the Committee which reported same:

"Provided that this Act shall not apply to the issuance and redemption by a manufacturer, dealer, packer of coupons, cards or other similar devices contained in wares of merchandise or attached to the original package of his goods, wares or merchandise, and directly redeemable by such manufacturer, nor to the sale of such goods, wares or merchandise."

Said Amendment was agreed to.

Mr. Miller moved the previous question.

Said motion was agreed to.

Ordered that said bill be engrossed and read the third time.

The Constitutional provisions as to the third reading of said bill being dispensed with and the same being engrossed, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz:

Those who voted in the affirmative were—

Samuel W. Adams
W. M. Boling
Berl Boyd
Lee Clark
Bryce Cundiff
O. A. Denton
G. Givens Dixon
A. W. Dorsey
G. Lucien Drury
George W. Ellis
Mrs. M. E. Flannery
Emery L. Frazier
Dr. H. M. Fultz
Bryant Green
Ed. A. Gullion
J. Edgar Hadden
Arch L. Hamilton
H. C. Hawkins
David J. Howard
Lester Jeter
S. B. Lane
H. R. Lawrence
Oscar Leibson
Martin Light
Rufus Lisle
C. C. May
Harry B. Miller
Claude D. Minor
R. C. Moore
B. A. Muster
C. D. McCaw
W. T. McGuire
R. D. McMurtry
Geo. W. Newman
C. C. Oney
James Park
Brodie Payne
H. Walter Pierce
Arch M. Quarles
R. I. Rice
Arthur Saunders
David I. Scott
Lee L. Simons
George W. Smith
Ira D. Smith
Frank L. Strange
H. V. Thompson
D. D. Thornberry
John M. Tinsley
N. I. Toombs
Fred C. Vanhoose
Oscar Vest
Geo. C. Waggoner
W. T. Walker
W. S. Wallen
W. D. Watkins
W. G. Wheeler
J. B. Wicker
T. C. Willis

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Those who voted in the negative were—

R. M. Amos
J. F. Bosworth
John E. Brown
W. R. Button
Chas. Chandler
E. B. Cross
H. C. Duffy
W. L. Gossett
Oscar P. Harvey

Thos. O. Holder	Ed. P. Murrah	R. F. Stewart
R. O. Huntsman	Chas. A. Nelson	H. Q. Thompson
Ira Jones	D. A. O'Donovan	S. G. Thornberry
Wright Kelly	S. R. Powell	John L. Trumbo
Harry J. Meyers	J. L. Richardson	
S. H. Moore	Reuben E. Skaggs	—25

Resolved that the title thereof be as aforesaid.

Mr. McCaw moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

The House took up for consideration from the Orders of the Day a bill entitled:

H. B. 121. An Act to amend Sec. 2488 of Kentucky Statutes relating to liens of employees.

Mr. Adams moved that said bill be recommitted to Committee on Kentucky Statutes.

Said motion was agreed to.

Mr. Meyers moved that the House do now adjourn.

Said motion was agreed to.

And then the House adjourned.

FRIDAY, FEBRUARY 3, 1922.

The House was opened with prayer by the Rt. Rev. Father Klosterman of the Roman Catholic Church of Frankfort.

The roll was called and the following Members answered to their names, viz:

Samuel W. Adams	Thos. O. Holder	J. L. Richardson
R. M. Amos	N. T. Hopkins	Arthur Saunders
J. E. Bickett	David J. Howard	David I. Scott
W. M. Boling	Ira Jones	Lee L. Simons
Thos. Bowman	Wright Kelly	Reuben E. Skaggs
Berl Boyd	S. B. Lane	George W. Smith
John E. Brown	H. R. Lawrence	Ira D. Smith
W. R. Button	Leon P. Lewis	R. F. Stewart
Sam A. Cary	Martin Light	Frank L. Strange
Chas. Chandler	Rufus Lisle	H. V. Thompson
Lee Clark	C. C. May	H. Q. Thompson
E. B. Cross	Harry J. Meyers	Jas. H. Thompson
Bryce Cundiff	Harry B. Miller	S. G. Thornberry
J. C. Day	Claude D. Minor	D. D. Thornberry
O. A. Denton	R. C. Moore	John M. Tinsley
G. Givens Dixon	Ed. P. Murrah	Garnett W. Tolin
A. W. Dorsey	C. D. McCaw	N. I. Toombs
G. Lucien Drury	W. T. McGuire	Chas. B. Truesdell
H. C. Duffy	R. D. McMurtry	John L. Trumbo
W. D. Duncan	E. E. Nelson	Fred C. Vanhoose
George W. Ellis	Chas. A. Nelson	Oscar Vest
Mrs. M. E. Flannery	Geo. W. Newman	Geo. C. Waggoner
Emery L. Frazier	D. A. O'Donovan	W. T. Walker
Dr. H. M. Fultz	C. C. Oney	W. S. Wallen
W. L. Gossett	James Park	W. D. Watkins
Bryant Green	Brodie Payne	W. G. Wheeler
Ed. A. Gullion	H. Walter Pierce	J. B. Wicker
J. Edgar Hadden	S. R. Powell	T. C. Willis
Arch L. Hamilton	Arch M. Quarles	
H. C. Hawkins	R. I. Rice	

The reading of the Journal of yesterday's proceedings was dispensed with.

Mr. Vanhoose moved that the privileges of the floor be extended to the Hon. J. B. Dennis.

Said motion was agreed to.

The Committees to which same had been referred, reported bills of the following titles, viz:

By Mr. Lewis of the Committee on Constitutional Amendments.

H. B. 244. An Act to amend Sec. 145 of the Constitution.

By Mr. Pierce of the Committee on Fish and Game.

H. B. 144. An Act making it a misdemeanor to kill, or wound a bloodhound, deerhound, or foxhound while in actual chase, in this Commonwealth, and providing penalty therefor.

By Mr. Dixon of the Committee on Immigration and Labor.

H. B. 161. An Act to regulate the issue and redemption of script or other evidence of debt in order to prohibit the graft from workingmen's wages as advancement before pay day.

With an Amendment thereto by way of a Substitute therefor.

By Mr. Frazier of the Committee on Military Affairs.

H. B. 83. An Act relating to the recording of discharge papers of soldiers, sailors, marines and all persons discharged from the army, navy or aerial forces of the United States;

making such papers recordable instruments; providing place of recordance and purposes for which copies may be used; and making valid such as have heretofore been recorded.

With an Amendment thereto.

By Mr. Rice of the Committee on Normal Schools.

S. B. 14. An Act to provide for the establishment of two normal schools for the training of white elementary teachers, and appropriating moneys for the maintenance and operation thereof.

By Mr. Miller of the Committee on Kentucky Statutes.

H. B. 127. An Act to provide the public schools of Kentucky with free text books and providing for rules governing the use and distribution and care thereof and providing for the payment thereof, this bill to be known as the Musick-Flannery bill.

Which bills were severally read at length the first time and ordered to be placed on the Calendar.

The Committees to which the same had been referred reported bills of the following titles, viz:

By Mr. Pierce of the Committee on Fish and Game.

H. B. 236. An Act making it lawful for any one in this Commonwealth to catch or attempt to catch fish between March 1 and May 30 in each year by the use of a dip net with

a mesh of not less than one inch, and with a gig or spear and repealing all laws in conflict herewith.

By Mr. Frazier of Committee on Military Affairs.

H. B. 240. An Act to amend Sec. 2711a-128, Chapter 86, entitled: "Militia," Carroll's Kentucky Statute, Vol. 3.

By Mr. Wheeler of the Committee on Revenue and Taxation.

H. B. 221. An Act requiring the publication of Assessment Lists of property listed for taxation with the several County Tax Commissioners of the State

By same.

H. B. 220. An Act relating to Divorce and providing means for raising revenue for the University of Kentucky.

By same.

H. B. 7. An Act to provide for the payment of pensions to aged people.

With the expression of opinion that said bills ought not to pass.

The question being taken on ordering said bills to a reading, the report of the Committee to the contrary notwithstanding, it was decided in the negative.

And so said bills were rejected.

A message was received from the Senate announcing that they had passed bills of the following titles, viz:

1. S. B. 3. An Act to repeal Chapter 38 of the Acts of the General Assembly of 1920, relating to the election and qualification of members of boards of trustees in graded common school districts; also Chapter 46 of the Acts of the General Assembly of 1920, relating to the establishment of independent, consolidated, graded and high school; also Chapter 25 of the Acts of the General Assembly of 1920, relating to the condemnation of land by boards of trustees of graded common school districts; also Sec. 4464, Sec. 4500, and all intervening Sections, of the Kentucky Statutes, Carroll's Edition, 1918, relating to the management and control of graded common school districts; and in order to provide for a better system of graded and to provide for a more effective management and control of graded common schools in this Commonwealth, there enacted in lieu of the above, the following sections, relating to the management and conduct of graded common school districts.

2. S. B. 89. An Act to amend and re-enact Sec. 1160, Kentucky Statutes, relating to assault with intent to rob.

Said bills were ordered printed and referred,

1. To Committee on Education No. 1.

2. To Committee on Criminal Law.

Upon a call of the Counties and Legislative Districts the following bills were introduced, ordered printed and referred as follows, viz:

By Mrs. Flannery.

H. B. 329. An Act to repeal Sec. 1, Sec. 2, Sec. 3 of Chapter 36 of the Acts of the General Assembly of 1920, relating to the election and qualification of members of county

boards of education and providing for the selection of a treasurer thereof, and to enact in lieu thereof the following sections providing for a system by which the county district may be divided into five divisions as nearly equal in population as practicable, and for the election of one member of the county board of education from each such division, and fixing the manner and time of the election, the term of office, and the jurisdiction of the county board so elected, and providing for the selection of a treasurer thereof.

To Committee on Education No. 1.

By Mr. Trumbo.

H. B. 330. An Act establishing a road to lead from Harrison, in Lewis County, via mouth of Laurel Creek, via Rooney, Carter County, via Hitchens, in Carter County, via Willard, in Carter County, to Webbville, in Lawrence County, as a State Primary Road, and designating same as Project No. 43A.

To Committee on Public Roads and Highways.

By Mr. Park.

H. B. 331. An Act to amend Sec. 564 of the Kentucky Statutes (Carroll's Edition, 1915), relating to the division of shares of stock into classes as common and preferred stock.

To Committee on Banks and Banking.

By same.

H. B. 332. An Act to amend Sec. 1786 and Sec. 1787 of the Kentucky Statutes (Carroll's Edition, 1915), relating to division fences and the removal thereof.

To Committee on Agriculture.

By same.

H. B. 333. An Act to amend, extend, and construe subsection (j) of Sec. 18 of Chapter 90 of the Acts of the General Assembly of 1920, relating to motor vehicles.

To Committee on Public Roads and Highways.

By same.

H. B. 334. An Act to amend Subsec. 8 of Sec. 606, Title 13, of the Civil Code of Practice, providing that an adverse party may be compelled to testify.

To Committee on Codes of Practice.

By Mr. Bickett.

H. B. 335. An Act to amend Chapter 17 of the Acts of the General Assembly of 1920, as approved by the Governor March 16, 1920, relating to roads and bridges and creating Department of State Roads, Highways, etc., by designating Lebanon, Kentucky, one of the centers of construction in the primary system of State highways designated in said Act.

To Committee on Public Roads and Highways.

By Mr. Strange.

H. B. 336. An Act relating to the inspection of oils, abolishing the office of "Oil Inspector; creating the office of Oil Tester and Gauger; providing for the payment of said officers, and disposing of the inspection fees collected."

To Committee on Public Roads and Highways.

The House took up for consideration from the Calendar, bills of the following titles, viz:

H. B. 166. An Act legalizing the organization of co-operative associations producing, dealing in, handling or preparing for market, farm, dairy, orchard or garden products, and for the establishment in conjunction therewith co-operative banking institutions.

H. B. 22. An Act relating to record of enlisted Soldiers, Sailors, Marines and Army Nurses, and providing the payment thereof.

H. B. 29. An Act to fix the pay of Jury Commissioners, Grand Jurors and Petit Jurors of the Circuit Courts of this Commonwealth.

H. B. 264. An Act to change and fix the times for holding the terms of Circuit Court in the Thirty-sixth Judicial District of Kentucky, composed of the Counties of Wolfe, Morgan and Magoffin.

H. B. 255. An Act to amend Chapter 132, 1918 Acts of the Kentucky Legislature, same being an Amendment to Sec. 3514, Kentucky Statutes, Carroll's 1915 Edition, entitled: "Actions that must be brought within fifteen years after accrual of right."

H. B. 227. An Act relating to county treasurers, fixing their compensation, and amending and re-enacting Sec. 934, Chapter 34, of Carroll's Kentucky Statutes, 1915 Edition.

H. B. 254. An Act to amend Sec. 1840 of the Kentucky Statutes, Carroll's 1915 Edition, relating to jurisdiction and powers generally of fiscal courts.

H. B. 251. An Act to authorize and regulate the practice of Chiropractic, to provide for the licensing and examination of Chiropractor, to create a State Board of Examination and Registration, to provide for the appointment of same, to establish rules and regulations governing said Board, to provide a curriculum, and establish a standard of efficiency, to provide prerequisites and establish a fee for examination, to provide for the disposal of the fund arising from said fee, to regulate the holding of meetings of said Board and issuance of said license to practice Chiropractic, to provide a penalty for practicing Chiropractic without a license as provided by this Act, and to repeal all Acts and parts of Acts in conflict herewith.

H. B. 24. An Act to amend subsec. 36 of Sec. 2380, Kentucky Statutes, relating to Public Ditches.

H. B. 175. An Act to provide for the Government and conduct of prisoners, sentenced to the Reformatory at Frankfort, and the Penitentiary at Eddyville, during their term of sentence, and their eligibility to Parole.

H. B. 174. An Act to provide for the Commitment, Government and Conduct of delinquent children committed to the Houses of Reform, during their confinement in said Houses of Reform, and while on Parole, and declaring an emergency.

H. B. 260. An Act prohibiting the teaching of evolution in any school or college or institution of learning maintained in whole or in part in this State by funds raised by taxation and providing penalties therefor.

Ordered that said bills be read the second time.

The Constitutional provisions as to the second reading of said bills at length being dispensed with they were read the second time by their titles.

Ordered that said bills be placed in the Orders of the Day.

A message was received from the Senate that they had concurred in a bill which originated in this House entitled:

H. B. 6. An Act to amend Sec. 18 of an Act to the General Assembly of the Commonwealth of Kentucky passed at the 1918 Session, which is Chapter 64 of the Acts of 1918, relating to the drainage and the prevention of overflow of lands, towns, cities, roads, streets, the establishment, organization and maintenance of drainage, levee and reclamation districts, etc.

Ordered that said bill be delivered to the Enrolling Clerk of this House.

Mr. Duffy of the Committee on Geological Survey, to which same had been referred, reported a bill entitled:

H. B. 292. An Act to amend and re-enact Sec. 78 of Chapter 34 of the Session Acts of the General Assembly, 1920. Said Act being entitled: "An Act creating the Kentucky Geological Survey, designating its executive officer and his duties and providing funds for its maintenance.

And moved that said bill be committed to the Committee on Appropriations.

Said motion was agreed to.

Mr. Frazier of the Committee on Military Affairs, to which same had been referred, reported a bill entitled:

H. B. 150. An Act to continue the existence of the Kentucky Council of Defense for the sole purpose of completing the work of gathering, arranging and preserving the history of Kentucky's part in the World War, making an appropria-

tion for that work and providing for final distribution of its War Historical Records.

And moved that said bill be committed to Committee on Appropriations.

Said motion was agreed to.

Mr. Miller of the Committee on Kentucky Statutes, to which had been recommitted with leave to report at any time, reported a bill entitled:

H. B. 121. An Act to amend Sec. 2488 of Kentucky Statutes relating to liens of employees.

Said bill is as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That section 2488 of Carroll's Edition of Kentucky Statutes be amended by adding after the word created in the eighth line the following words: "That any employee may assign or transfer his claim for wages and lien securing same to any person, firm or corporation and the said person, firm or corporation to whom it is assigned shall have the same rights to the collection of said debt and the enforcement of said lien as existed originally in said employee," so that said section as amended shall read as follows:

Section 2488. The said lien shall be superior to the lien of any mortgage or other incumbrance thereafter created, and shall be for the whole amount due such employee, as such, or due for such materials or supplies; that for wages coming due to employee within six months before the property or effects shall in anywise come to be distributed among cred-

itors, as provided in section 2487, the lien of such employees shall be superior to the lien of any mortgage or other incumbrance theretofore or thereafter created, and "that any employee may assign or transfer his claim for wages and lien securing same to any person, firm or corporation and the said person, firm or corporation to whom it is assigned shall have the same rights to the collection of said debt and the enforcement of said lien as existed originally in said employee": but no president or other chief officer, nor any director or stockholder of any such company, shall be deemed an employee within the meaning of this article.

Ordered that said bill be read the third time.

The Constitutional provisions as to the third reading of said bill at length being dispensed with it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz:

Those who voted in the affirmative were—

Samuel W. Adams	Dr. H. M. Fultz	Rufus Lisle
J. E. Bickett	W. L. Gossett	C. C. May
W. M. Boling	Bryant Green	Harry B. Miller
Thos. Bowman	Ed. A. Gullion	Claude D. Minor
Berl Boyd	J. Edgar Hadden	R. C. Moore
John E. Brown	Arch L. Hamilton	Ed. P. Murrah
Sam A. Cary	Oscar P. Harvey	W. T. McGuire
E. B. Cross	H. C. Hawkins	E. E. Nelson
Bryce Cundiff	N. T. Hopkins	Chas. A. Nelson
O. A. Denton	David J. Howard	Geo. W. Newman
G. Givens Dixon	Ira Jones	C. C. Olney
G. Lucien Drury	Wright Kelly	James Park
W. D. Duncan	S. B. Lane	Brodie Payne
George W. Ellis	H. R. Lawrence	H. Walter Pierce
Mrs. M. E. Flannery	Leon P. Lewis	S. R. Powell
Emery L. Frazier	Martin Light	Arch M. Quarles

R. I. Rice	R. F. Stewart	John L. Trumbo
J. L. Richardson	S. G. Thornberry	Oscar Vest
Arthur Saunders	D. D. Thornberry	W. T. Walker
David I. Scott	John M. Tinsley	W. S. Wallen
Reuben E. Skaggs	Garnett W. Tolin	W. D. Watkins
George W. Smith	N. I. Toombs	W. G. Wheeler
Ira D. Smith	Chas. B. Truesdell	T. C. Willis

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Resolved that the title be as aforesaid.

Mr. Adams moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

The House took up for consideration from the Orders of the Day a bill of the following title, viz:

H. B. 199. An Act to provide for the cost of fiduciaries' bonds, and for charging the payment thereof to the estate in the hands of the fiduciary.

Said bill is as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. Whenever any personal representative, guardian, committee, or other trustee or fiduciary, who is required by law to execute a bond for the faithful discharge of his duties or fulfillment of his trust, shall procure as surety on such bond an incorporated surety company authorized and qualified to become surety on such bond in the State of Kentucky, the necessary and reasonable cost incident thereto shall be a lawful charge against the estate in the hands of such fiduciary, as other expenses of administration, and in his settlement such fiduciary shall be entitled to credit by the amount

actually paid by him for such purpose, subject to the approval of the judge or court who shall have approved the bond.

§ 2. All Acts and parts of Acts in conflict herewith are hereby repealed.

Ordered that said bill be read the third time.

The Constitutional provision as to the third reading of said bill at length being dispensed with, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz:

Those who voted in the affirmative were—

Samuel W. Adams	S. B. Lane	Ira D. Smith	
R. M. Amos	Leon P. Lewis	R. F. Stewart	
J. E. Bickett	Martin Light	Frank L. Strange	
W. M. Boling	Rufus Lisle	S. G. Thornberry	
Berl Boyd	C. C. May	D. D. Thornberry	
Chas. Chandler	Harry J. Meyers	John M. Tinsley	
Bryce Cundiff	Harry B. Miller	Garnett W. Tolin	
O. A. Denton	Claude D. Minor	N. I. Toombs	
G. Givens Dixon	W. T. McGuire	Chas. B. Truesdell	
A. W. Dorsey	R. D. McMurtry	John L. Trumbo	
G. Lucien Drury	Chas. A. Nelson	Fred C. Vanhoose	
W. D. Duncan	Geo. W. Newman	Oscar Vest	
George W. Ellis	D. A. O'Donovan	Geo. C. Waggoner	
Mrs. M. E. Flannery	James Park	W. S. Wallen	
Bryant Green	Brodie Payne	W. D. Watkins	
Ed. A. Gullion	H. Walter Pierce	W. G. Wheeler	
H. C. Hawkins	Arthur Saunders	J. B. Wicker	
David J. Howard	George W. Smith	T. C. Willis	—54

Those who voted in the negative were—

Thos. Bowman	H. C. Duffy	Wright Kelly	
John E. Brown	Dr. H. M. Fultz	David I. Scott	
E. B. Cross	Oscar P. Harvey	W. T. Walker	
J. C. Day	N. T. Hopkins		—11

Resolved that the title be as aforesaid.

Mr. Miller moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

By unanimous consent Mr. Huntsman offered the following resolution, viz:

Whereas, in a recent issue of the Lexington Herald, there was an article purporting to cite a resolution adopted by former soldiers and friends of the proposed bonus, asking for the immediate resignation of a member of the Kentucky Legislature; and

Whereas, said article stated that a copy of said resolution has been directed to be sent to Governor Edwin P. Morrow, and each member of the Legislature, and

Whereas, said resolution was a direct attack on the Hon. Harry B. Miller, a member of the House from the City of Lexington, therefore,

Be it resolved by this House that the action of Representative Miller, as a member of said House, has been honest, patriotic and fair and that the members of the House approve of the courageous action of any member who fights honestly for any principle he or she deems to be right.

Be it further resolved that the members of this House express our confidence in the absolute honesty and integrity of Representative Miller on his stand against the Bonus Bill.

Said Resolution was unanimously agreed to.

Mr. Dorsey of the Committee on Enrollments reported that they had examined and found correctly enrolled a bill and resolution of the following titles, viz:

S. B. 47. An Act to amend an Act entitled: "An Act to amend Sec. 2 of an Act entitled: An Act to amend an Act

approved March 21, 1906, entitled: An Act to establish a system of State Normal Schools in Kentucky, to create a Board of Regents for the general management thereof, to create a Normal Executive Council which shall determine the requirements for admission and graduation and the courses of studies for said schools, to create a Commission which shall determine the location of said schools and to appropriate funds for their maintenance, approved March 24, 1908, it being Chapter 110 of the Acts of the General Assembly of 1916, and providing a further course of study and empowering the Board of Regents to grant appropriate degrees upon completion of same with the approval of the State Superintendent of Public Instruction.

And also an Act entitled:

H. B. 6. An Act to amend Sec. 18 of an Act of the General Assembly of the Commonwealth of Kentucky, passed at the 1918 Session, which is Chapter 64 of the Acts of 1918, relating to the drainage and the prevention of overflow of lands, towns, cities, roads, streets, the establishment, organization and maintenance of drainage, levee and reclamation dictricts, etc.

Thereupon all other business was suspended, the said bills and resolutions were read at length and compared in open House and thereupon the Speaker in open session and in the presence of the House affixed his signature thereto.

Ordered that the Enrolling Clerk of this House deliver same to the Senate.

After a time the Enrolling Clerk delivered the original and enrolled bill, H. B. 6, duly signed by the President of the Senate, into the possession of the Chief Clerk of this House.

Ordered that the Chief Clerk of this House deliver said enrolled bill to the Governor.

After a time the Clerk reported that he had discharged that duty.

Mr. Richardson moved that this House do now adjourn until Monday at one o'clock P. M.

Said motion was agreed to.

MONDAY, FEBRUARY 6, 1922.

The House was opened with prayer by the Rev. Roger T. Nooe of the First Christian Church of Frankfort.

The roll was called and the following Members answered to their names, viz:

Samuel W. Adams	Oscar P. Harvey	E. E. Nelson
B. C. Beckmann	H. C. Hawkins	Chas. A. Nelson
J. E. Bickett	Thos. O. Holder	D. A. O'Donovan
W. M. Boling	N. T. Hopkins	C. C. Oney
J. F. Bosworth	Lester Jeter	Brodie Payne
Thos. Bowman	Ira Jones	H. Walter Pierce
John E. Brown	Wright Kelly	R. I. Rice
Sam A. Cary	S. B. Lane	Arthur Saunders
Lee Clark	H. R. Lawrence	David I. Scott
E. B. Cross	Oscar Leibson	Lee L. Simons
Bryce Cundiff	Leon P. Lewis	Reuben E. Skaggs
J. C. Day	Martin Light	George W. Smith
O. A. Denton	Rufus Lisle	Ira D. Smith
G. Givens Dixon	C. C. May	R. F. Stewart
A. W. Dorsey	Harry J. Meyers	Frank L. Strange
G. Lucien Drury	Harry B. Miller	H. V. Thompson
W. D. Duncan	Claude D. Minor	Jas. H. Thompson
George W. Ellis	R. C. Moore	S. G. Thornberry
Mrs. M. E. Flannery	S. H. Moore	D. D. Thornberry
Emery L. Frazier	Ed. P. Murrah	John M. Tinsley
Dr. H. M. Fultz	B. A. Muster	Garnett W. Tolin
Bryant Green	C. D. McCaw	Chas. B. Truesdell
Arch L. Hamilton	R. D. McMurtry	John L. Trumbo

Fred C. Vanhoose	W. T. Walker	W. G. Wheeler
Oscar Vest	W. S. Wallen	J. B. Wicker
Geo. C. Waggoner	W. D. Watkins	T. C. Willis

The reading of the Journal of yesterday's proceedings was dispensed with.

Ordered that a leave of absence be granted Messrs. Newman, Hadden, Quarles and Toombs.

Mr. Duffy offered the following resolution, viz:

Whereas, the State Highway Engineer has, in a formal statement, published in the press of Kentucky, set forth that should the State of Kentucky authorize the expenditure of $50,000,000 for construction work on the 4,000 miles of the State Primary road system, it would be necessary to expend an additional $32,000,000 for maintenance and repair of the said system during the first twenty years after the beginning of this construction work, and

Whereas, the State Highway Engineer in the said formal statement has set forth that this $32,000,000 could be made available without any increase in State taxation, and

Whereas, the State Highway Engineer has set forth that approximately $28,000,000 of the said $32,000,000 would be made up of an annual appropriation of $1,400,000 of Federal Aid made available by subsequent Acts of Congress, and

Whereas, the State Highway Engineer has set forth that the sums thus annually to be received by the State of Kentucky from the Federal Government will be available for maintaining and keeping in repair the entire 4,000 miles of the State Primary Road System, after said system has been completed from the proceeds of a proposed $50,000,000 bond issue, and

Whereas, approximately 2,500 miles of the said State system is not now and is not likely to become a part of the Federal Aid System of highways in this State, now therefore,

Be it resolved by this House of Representatives, that a committee of three be appointed by the Speaker to wait upon the Attorney General and ascertain from said official whether the law not permits Federal Aid money to be expended on other than the approximately 1,500 miles of Federal Aid Highways, whether the law now permits the expenditure of Federal Aid money for the purposes other than new construction, whether the law permits the State of Kentucky to receive any Federal Aid Allottment unless the same has been matched by an equal sum appropriated by the State, and whether as a question of law the State Road Fund is not now primarily pledged to match any Federal Aid allottment not appropriated or that may later be appropriated by the Federal Government.

Said resolution was adopted.

Thereupon the Speaker appointed the following Members as a Committee: Messrs. Duffy, Gossett and Minor.

The Committee to which the following had been referred, reported bills of the following titles, viz:

By Mr. C. A. Nelson of the Committee on Appropriations.

H. B. 207. An Act for the relief of the adult blind, creating a Blind Benefit Commission, providing for the meetings of the said Commission, naming the beneficiaries under this Act, the amount of said benefits, providing for the administration of this Act by the Blind Benefit Commission and authorizing an appropriation by the State of Kentucky and by the several counties to provide funds for its administration.

By same.

H. B. 249. An Act providing for the pensioning of school teachers in the State of Kentucky, who have taught for thirty-five years in the State, and providing a penalty for any such teacher obtaining a pension through fraudulent methods.

With the expression of opinion that they should not pass.

The question being taken as to the reading of said bills, the report of the Committees to the contrary notwithstanding, it was decided in the negative.

And so said bills were rejected.

Mr. Waggoner moved that a bill entitled:

H. B. 261. An Act creating the office of Judicial District Detective for the purpose of securing a more strict enforcement of the prohibition laws.

Be reassigned to the Committee on Appropriations.

Said motion was agreed to.

Mr. Strange moved that bills of the following titles:

H. B. 146. An Act relating to the license fees for motor vehicles.

H. B. 269. An Act classifying motor vehicles; exempting them from all local ad valorem taxes; levying ad valorem tax on them for State purposes; providing the purposes for which such tax shall be used and repealing all laws in conflict with this Act.

Be reassigned to the Committee on Appropriations.

Said motion was agreed to.

Upon a call of the Counties and Legislative Districts, the following bills were introduced, ordered printed and referred as follows:

By Mr. Truesdell.

H. B. 337. An Act to amend and re-enact Subsec. 9 of Sec. 3490 of the Kentucky Statutes relating to the construction of sewers in the streets, alleys and highways in cities of the fourth class.

To Committee on Cities of Fourth Class.

By Mr. H. Q. Thompson.

H. B. 338. An Act to amend Sec. 3094 of the Kentucky Statutes by adding in said Act after the word "sprinkling," wherever said word occurs, the words "and oiling" and after word "sprinkled," wherever said word occurs, the words "or oiled."

To Committee on Cities of Second Class.

By Mr. Miller.

H. B. 339. An Act relating to revenue and taxation, repealing an Act approved March 29, 1918, being Chapter 122 of Session Acts and also known as Sections 4223c-1, 4223c-2, 4223c-3, 4223c-4, 4223c-5, 4223c-6, 4223c-7, 4223c-8, 4223c-9, Vol. 3 of Carroll's 1915 Kentucky Statutes and re-enacting same with certain amendments; fixing the annual tax rate on oil and gas wells and leases, producing and non-producing, with their equipment, development and operations in and on same, subject to taxation; fixing the date of assessment; prescribing by whom the tax shall be paid; limiting the local rate of ad valorem taxes on such property; providing for the dis-

tribution of the fund derived from such taxation; providing for the assessment, equalization, and collection of the tax.

To Committee on Revenue and Taxation.

By Mr. Watkins.

H. B. 340. An Act to prevent deceit and unfair prices that result from the unrevealed presence of substitutes for virgin wool in woven fabrics purporting to contain wool and in garments or articles of apparel made therefrom manufactured, sold or offered for sale, in the State of Kentucky, requiring the labeling of all cloth, fabric, garments or articles of apparel, and providing punishment for violation of this Act.

To Committee on Agriculture.

By Mr. Wicker.

H. B. 341. An Act relating to executions; exemptions from execution of the wages or income earned by laborers.

To Committee on Kentucky Statutes.

By Mr. Dorsey.

H. B. 342. An Act concerning the construction and maintenance of public roads, highways and bridges.

To Committee on Public Roads and Highways.

By Mr. Minor.

H. B. 343. An Act amending and re-enacting Sec. 584, Kentucky Statutes, Carroll's 1915 Edition, relating to deposits in banks, amount to be kept on hand and defining time and demand deposits.

To Committee on Banks and Banking.

By Mr. Meyers.

H. B. 344. An Act for the benefit of the West Kentucky Industrial College established at Paducah, Kentucky, making appropriation thereto.

To Committee on Education No. 1.

The House took up for consideration from the Calendar bills of the following titles, viz:

H. B. 244. An Act to amend Sec. 145 of the Constitution.

H. B. 144. An Act making it a misdemeanor to kill, or wound a bloodhound, deerhound or foxhound while in actual chase, in this Commonwealth, and providing penalty therefor.

H. B. 161. An Act to regulate the issue and redemption of script or other evidence of debt in order to prohibit the graft from workingmen's wages as advancement before pay day.

H. B. 83. An Act relating to the recording of discharge papers of soldiers, sailors, marines and all persons discharged from the army, navy or aerial forces of the United States; making such papers recordable instruments; providing place of recordance and purposes for which copies may be used; and making valid such as have heretofore been recorded.

S. B. 14. An Act to provide for the establishment of two normal schools for the training of white elementary teachers, and appropriating moneys for the maintenance and operation thereof.

H. B. 127. An Act to provide the public schools of Kentucky with free textbooks and providing for rules governing the use and distribution and care thereof and providing for the payment thereof, this bill to be known as the Musick-Flannery bill.

Ordered that said bills be read the second time.

The Constitutional provision as to the second reading of said bills at length being dispensed with, they were read the second time by their titles.

Said bills were ordered to be placed in the Orders of the Day.

The House took up for consideration from the Orders of the Day a bill entitled:

H. B. 88. An Act adopting as the law of the Commonwealth of Kentucky the Edition of the Kentucky Statutes, compiled and edited by John D. Carroll, and issued in the year one thousand nine hundred and fifteen, and the supplement thereto, compiled and edited by the Baldwin Law Book Company, and issued in the year one thousand nine hundred and eighteen, and being Vol. III of the Kentucky Statutes.

Said bill is as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

(1) That the edition of the Kentucky Statutes compiled and edited by John D. Carroll and issued in the year one

thousand nine hundred and fifteen, and the supplement thereto compiled and edited by the Baldwin Law Book Company and issued in the year one thousand nine hundred and eighteen and being volume III of the Kentucky Statutes, be and the same are hereby adopted as the law of the Commonwealth of Kentucky and in all actions and proceedings the laws therein contained, from section 1 to section 4987 inclusive, including amendatory or supplemental sections, may be cited and referred to as the law of the Commonwealth of Kentucky by reference to any citation of said sections, and any of the sections therein may be amended or repealed by the General Assembly of the Commonwealth of Kentucky in the manner now provided by reference to and citation of the said statutes, without giving the date or title of the act from which the section is taken; provided, that this act shall not be construed to render valid any invalid section or part thereof embraced in said Statutes, or to amend, modify or repeal any law or part thereof now in force or effect and not included in said Statutes.

(2) Whereas this act will save a great deal of labor and time in the investigation and enactment of laws, and will prevent confusion and uncertainty, an emergency is declared to exist, and this act shall take effect and be in force from and after its approval by the Governor.

Ordered that said bill be read the third time.

The Constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz:

Those who voted in the affirmative were—

Samuel W. Adams	H. C. Hawkins	S. R. Powell
R. M. Amos	Thos. O. Holder	R. I. Rice
B. C. Beckmann	N. T. Hopkins	Arthur Saunders
J. E. Bickett	Lester Jeter	Lee L. Simons
W. M. Boling	Ira Jones	Reuben E. Skaggs
J. F. Bosworth	S. B. Lane	George W. Smith
Thos. Bowman	H. R. Lawrence	Ira D. Smith
Berl Boyd	Oscar Leibson	R. F. Stewart
John E. Brown	Leon P. Lewis	Frank L. Strange
Sam A. Cary	Martin Light	H. V. Thompson
Chas. Chandler	Rufus Lisle	Geo. F. Thompson
Lee Clark	C. C. May	S. G. Thornberry
E. B. Cross	Harry J. Meyers	D. D. Thornberry
Bryce Cundiff	Harry B. Miller	John M. Tinsley
O. A. Denton	Claude D. Minor	Garnett W. Tolin
G. Givens Dixon	S. H. Moore	Chas. B. Truesdell
A. W. Dorsey	Ed. P. Murrah	John L. Trumbo
G. Lucien Drury	B. A. Muster	Fred C. Vanhoose
W. D. Duncan	C. D. McCaw	Oscar Vest
George W. Ellis	W. T. McGuire	Geo. C. Waggoner
Emery L. Frazier	E. E. Nelson	W. T. Walker
Dr. H. M. Fultz	Chas. A. Nelson	W. S. Wallen
W. L. Gossett	D. A. O'Donovan	W. D. Watkins
Bryant Green	C. C. Oney	W. G. Wheeler
Ed. A. Gullion	James Park	J. B. Wicker
Arch L. Hamilton	Brodie Payne	T. C. Willis
Oscar P. Harvey	H. Walter Pierce	—80

Resolved that the title thereof be as aforesaid.

Mr. Lewis moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

The House took up for consideration from the Orders of the Day a bill entitled:

H. B. 224. An Act relating to Pensions for indigent or disabled Confederate Soldiers, amending Sec. 1 of Chapter

121, Acts General Assembly, Session 23, of Chapter 35, Acts of General Assembly of 1914, both Acts relating to the same subject.

Said Bill is as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That section 1 of Chapter 121 of the Acts of the General Assembly session 1918, relating to pensions for disabled or indigent Confederate Soldiers, be and the same is amended by striking therefrom the following words "to whom she was married prior to January 1st, 1890," and that as thus amended the said section be and now is re-enacted so as to read as follows, to-wit:

"That any indigent, disabled person who has been an actual bona fide resident of this State continuously since January 1, 1907, and who did actual military service in the Confederate Army from the date of his enlistment till the close of the war, or until he was honorably discharged, as an officer or private soldier or sailor in the military or naval service of the Confederate States of America in the war of 1861-5, or the widow of such officer or private soldier or sailor who prior to the date of this Act who was living with him as his lawful wife at the time of his death shall be paid out of the State Treasury the sum of twelve dollars per month upon proof of the fact according to forms and regulations prescribed by this act and conditions prescribed therein: Provided, that any officer or private soldier or sailor who was prevented from so serving till the close of the war, or until he was honorably discharged by reason of wounds received or disease contracted in line of duty, which rendered him unable to perform further military service, shall be entitled to the benefits of this act as though he had served until the close of the war or until honorably discharged; and, provided further, that any officer or

private soldier or sailor who deserted or was dishonorably discharged, shall not be entitled to the benefits of this act unless he re-enlisted or returned to the service in the Confederate Army and served until the close of the war or until he was honorably discharged or was prevented from so serving by wounds received or disease contracted in line of duty which rendered him unable to perform further military service. Any soldier who was compelled, at any time during the last six months of the war, to take the oath of allegiance to the United States Government, by sickness or starvation, while in prison or by duress while out of prison, to save his life as he verily believed at the time he took such oath, such soldier shall not be adjudged a deserter, but he shall have the same rights to a pension as if he had been honorably discharged or as if he had taken such oath of allegiance at the close of the war."

§ 2. That Section 23 of Chapter 35 of the Acts of the General Assembly of 1914, relating to Pensions for Confederate Soldiers, be and same is now amended by striking therefrom the following words, to-wit:

"Or that the Pensioner has moved out of the State," and that said section be then and same is re-enacted so as to read as follows:

"In cases where a pension has been granted, if the commissioner or the State Pension Board finds that the pension was wrongfully granted, or in any other way becomes no longer entitled thereto, they shall have authority to drop the said pensioner's name from the pension roll after first giving him or her, as the case may be, thirty days' notice by registered mail, thus giving the pensioner an opportunity to be heard or present any evidence they may desire to offer as to why his, or her, name shall not be dropped from the pension roll."

§ 3. All acts and parts of acts in conflict herewith are hereby repealed.

Ordered that said bill be read the third time.

The Constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz:

Those who voted in the affirmatiye were—

Samuel W. Adams	Ed. A. Gullion	Brodie Payne
R. M. Amos	Arch L. Hamilton	H. Walter Pierce
B. C. Beckmann	Oscar P. Harvey	S. R. Powell
J. E. Bickett	H. C. Hawkins	R. I. Rice
W. M. Boling	N. T. Hopkins	Arthur Saunders
J. F. Bosworth	Lester Jeter	Lee L. Simons
Thos. Bowman	Ira Jones	George W. Smith
Berl Boyd	Wright Kelly	Ira D. Smith
W. R. Button	S. B. Lane	R. F. Stewart
Sam A. Cary	H. R. Lawrence	Frank L. Strange
Chas. Chandler	Oscar Leibson	H. V. Thompson
Lee Clark	Leon P. Lewis	H. Q. Thompson
E. B. Cross	Martin Light	S. G. Thornberry
Bryce Cundiff	Rufus Lisle	D. D. Thornberry
J. C. Day	C. C. May	John M. Tinsley
O. A. Denton	Harry J. Meyers	Garnett W. Tolin
G. Givens Dixon	Harry B. Miller	Chas. B. Truesdell
A. W. Dorsey	R. C. Moore	Oscar Vest
G. Lucien Drury	S. H. Moore	Geo. C. Waggoner
H. C. Duffy	B. A. Muster	W. T. Walker
W. D. Duncan	C. D. McCaw	W. S. Wallen
George W. Ellis	W. T. McGuire	W. D. Watkins
Mrs. M. E. Flannery	E. E. Nelson	W. G. Wheeler
Emery L. Frazier	Chas. A. Nelson	J. B. Wicker
Dr. H. M. Fultz	D. A. O'Donovan	T. C. Willis
W. L. Gossett	C. C. Oney	—77

Resolved that the title thereof be as aforesaid.

Mrs. Flannery moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

The House took up for consideration from the Orders of the Day a bill entitled:

H. B. 76. An Act to amend Sec. 4023, Art. 1, Chapter 108, Kentucky Statutes, Vol. 3, Carroll's Edition, 1918, relating to General Revenue Laws by adding thereto the language hereinafter set out.

Said Bill is as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That Section 4023, Article 1, Chapter 108, Kentucky Statutes Volume 3, Carroll's Edition of 1918, relating to the general revenue laws of the State of Kentucky, be amended by adding thereto, at the end of the section as it now reads, the following languages: "And, provided, that if the property be sold before January 1st, of the year in which the taxes are due and payable, then, as between the purchaser and seller, and in absence of any contract to the contrary, it shall be the duty of the purchaser of the property to pay the taxes thereon; and if the property is sold after January 1st, in the year in which the taxes are due and payable, it shall be the duty of the seller to pay the taxes thereon," so that when said Section is amended and re-enacted, will read as follows:

Section 4023. The holder of the legal title, and the holder of the equitable title, and the claimant or bailee in possession of the property on the first day of July of the year the assessment is made, shall be liable for taxes thereon; but, as be-

tween themselves it shall be the duty of the holder of the equitable title to list the property and pay the taxes thereon, whether the property be in possession or not at the time of the payment.

Provided, however, that an administrator, executor, trustee, committee, curator or agent residing in the State shall not be liable for taxes on intangible personal property, where the real or beneficial owner of such intangible personal property held by them, or any of them, reside outside of the State; but this exemption shall not apply in the case of an executor or administrator in the exercise of his office as personal representative while the estate of a deceased person is in process of settlement and before the share of the non-resident legatee or beneficiary is set apart to him, or before said legatee is entitled to be paid his share; And, provided, That if the property be sold before January 1st, of the year in which the taxes are due and payable, then, as between the purchaser and seller, and in absence of any contract to the contrary, it shall be the duty of the purchaser of the property to pay the taxes thereon; and if the property is sold after January 1st, in the year in which the taxes are due and payable, it shall be the duty of the seller to pay the taxes thereon.

§ 2. All Acts or sections, or parts of acts or sections which are in conflict herewith, are hereby repealed, to the extent of such conflict.

§ 3. This act shall take effect and be in force from and after its passage and publication, according to law.

Ordered that said bill be read the third time.

The Constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz:

Those who voted in the affirmative were—

Samuel W. Adams	H. C. Hawkins	S. R. Powell
R. M. Amos	Thos. O. Holder	R. I. Rice
B. C. Beckmann	N. T. Hopkins	Arthur Saunders
W. M. Boling	Lester Jeter	David I. Scott
J. F. Bosworth	Ira Jones	Lee L. Simons
Thos. Bowman	Wright Kelly	Reuben E. Skaggs
Berl Boyd	S. B. Lane	George W. Smith
John E. Brown	H. R. Lawrence	Ira D. Smith
W. R. Button	Leon P. Lewis	R. F. Stewart
Sam A. Cary	Martin Light	Frank L. Strange
Chas. Chandler	Rufus Lisle	H. V. Thompson
Lee Clark	C. C. May	H. Q. Thompson
E. B. Cross	Harry J. Meyers	S. G. Thornberry
Bryce Cundiff	Harry B. Miller	D. D. Thornberry
J. C. Day	R. C. Moore	John M. Tinsley
O. A. Denton	S. H. Moore	Garnett W. Tolin
G. Givens Dixon	Ed. P. Murrah	Chas. B. Truesdell
A. W. Dorsey	B. A. Muster	Fred C. Vanhoose
G. Lucien Drury	C. D. McCaw	Oscar Vest
W. D. Duncan	W. T. McGuire	Geo. C. Waggoner
George W. Ellis	R. D. McMurtry	W. T. Walker
Mrs. M. E. Flannery	E. E. Nelson	W. S. Wallen
Emery L. Frazier	Chas. A. Nelson	W. D. Watkins
W. L. Gossett	D. A. O'Donovan	W. G. Wheeler
Bryant Green	C. C. Oney	J. B. Wicker
Ed. A. Gullion	James Park	T. C. Willis
Arch L. Hamilton	Brodie Payne	
Oscar P. Harvey	H. Walter Pierce	—82

Resolved that the title thereof be as aforesaid.

Mr. Adams moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

The House took up for consideration from the Orders of the Day a bill entitled:

H. B. 252. An Act to amend Sec. 3 of an Act entitled: "An Act to create the Kentucky Library Commission, to define its powers and duties, and to provide for its expenses," which Act was approved March 17, 1910, and to re-enact in lieu thereof the Section as amended.

Said bill is as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That Section 3 of Chapter 27, Acts 1910, entitled "An Act to create the Kentucky Library Commission, to define its powers and duties, and to provide for its expenses," which act was approved March 17, 1910, be amended by striking out the words "not exceeding $1,500 annually," so that when said section is amended and re-enacted it will read as follows:

The officers of the Commission shall be a chairman, elected from the members thereof, for a term of one year, and a secretary, who shall be a person trained in modern library methods, not a member of the Commission. The secretary shall be appointed by the Commission and shall serve at the will of the Commission under such conditions and for such compensation as to it shall seem adequate.

Ordered that said bill be read the third time.

The Constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provisions of the Constitution were as follows, viz:

Those who voted in the affirmative were—

Samuel W. Adams	J. F. Bosworth	W. R. Button
B. C. Beckmann	Berl Boyd	Sam A. Cary
J. E. Bickett	John E. Brown	Chas. Chandler

Lee Clark	Oscar Leibson	Frank L. Strange
G. Givens Dixon	Leon P. Lewis	H. V. Thompson
A. W. Dorsey	Martin Light	S. G. Thornberry
H. C. Duffy	Rufus Lisle	D. D. Thornberry
W. D. Duncan	Harry J. Meyers	John M. Tinsley
George W. Ellis	S. H. Moore	Garnett W. Tolin
Mrs. M. E. Flannery	C. D. McCaw	Chas. B. Truesdell
Emery L. Frazier	W. T. McGuire	John L. Trumbo
Bryant Green	D. A. O'Donovan	Fred C. Vanhoose
Ed. A. Gullion	James Park	Oscar Vest
H. C. Hawkins	Brodie Payne	Geo. C. Waggoner
Thos. O. Holder	S. R. Powell	W. T. Walker
N. T. Hopkins	R. I. Rice	W. S. Wallen
Lester Jeter	David I. Scott	W. D. Watkins
Ira Jones	Lee L. Simons	W. G. Wheeler
S. B. Lane	George W. Smith	J. B. Wicker
H. R. Lawrence	R. F. Stewart	—59

Those who voted in the negative were—

W. M. Boling	W. L. Gossett	Chas. A. Nelson
Thos. Bowman	R. C. Moore	C. C. Oney
E. B. Cross	Ed. P. Murrah	Arthur Saunders
J. C. Day	B. A. Muster	Reuben E. Skaggs
Dr. H. M. Fultz	R. D. McMurtry	—14

Resolved that the title thereof be as aforesaid.

Mr. Meyers moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

The House took up for consideration from the Orders of the Day a bill entitled:

H. B. 52. An Act to amend para. 3 of Sec. 8 of Chapter 36 of the Acts of the General Assembly of 1920, which Act created a County Board of Education, prescribed its duties,

fixed the tenure of office and compensation of its members, and provided for the levy of a tax for common school purposes in each county, etc.

Said bill is as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That Paragraph 3 of Section 8 of Chapter 36 of the Acts of the General Assembly of 1920 be amended by striking out the words "legal voters" in line 3 of Paragraph 3 of Section 8 of Chapter 36 of the General Assembly of 1920, and inserting in lieu thereof the words "male citizens over 21 years of age," so that said Paragraph 3 thereof when so amended shall read as follows:

"At the same time that the fiscal court makes the ad valorem levy demanded by the county board of education, it shall also impose upon all male citizens over 21 years of age residing in the territory affected by the said ad valorem tax, a capitation tax not exceeding one dollar each. It shall be the duty of the sheriff of the county in the same manner and at the same time he collects other State and county revenues, to collect the tax imposed under the provisions of this Act and after deducting his commission for same as now allowed by law and provided herein. Provided, however, the commission allowed the sheriff for the collecting said tax shall not exceed one per cent of the total school tax collected."

Ordered that said bill be read the third time.

The Constitutional provisions as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz:

Those who voted in the affirmative were—

R. M. Amos	Oscar P. Harvey	Lee L. Simons
B. C. Beckmann	Thos. O. Holder	Reuben E. Skaggs
J. E. Bickett	Ira Jones	George W. Smith
W. M. Boling	Wright Kelly	R. F. Stewart
J. F. Bosworth	H. R. Lawrence	Frank L. Strange
Thos. Bowman	Oscar Leibson	H. V. Thompson
Berl Boyd	Leon P. Lewis	S. G. Thornberry
W. R. Button	Martin Light	D. D. Thornberry
Sam A. Cary	S. H. Moore	John M. Tinsley
Chas. Chandler	Ed. P. Murrah	Garnett W. Tolin
Lee Clark	W. T. McGuire	Chas. B. Truesdell
F. B. Cross	R. D. McMurtry	John L. Trumbo
Bryce Cundiff	E. E. Nelson	Fred C. Vanhoose
O. A. Denton	Chas. A. Nelson	Geo. C. Waggoner
A. W. Dorsey	D. A. O'Donovan	W. T. Walker
W. D. Duncan	C. C. Oney	W. S. Wallen
George W. Ellis	Brodie Payne	W. D. Watkins
Mrs. M. E. Flannery	H. Walter Pierce	W. G. Wheeler
Dr. H. M. Fultz	S. R. Powell	J. B. Wicker
Bryant Green	R. I. Rice	T. C. Willis
Ed. A. Gullion	David I. Scott	—62

Those who voted in the negative were—

John E. Brown	Arch L. Hamilton	B. A. Muster
G. Givens Dixon	H. C. Hawkins	James Park
G. Lucien Drury	Lester Jeter	Arthur Saunders
H. C. Duffy	Rufus Lisle	Ira D. Smith
Emery L. Frazier	Harry J. Meyers	Oscar Vest
W. L. Gossett	Harry B. Miller	—17

Resolved that the title thereof be as aforesaid.

Mr. Trumbo moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

The House took up for consideration from the Orders of the Day a bill entitled:

H. B. 189. An Act to assist disabled ex-service men and women in obtaining from the Federal Government the relief authorized by Acts of Congress creating for that purpose the Kentucky Disabled Ex-Service Men's Board, and appropriating funds therefor; providing for space in, and stenographic assistance from the Adjutant General's office, and declaring an emergency to exist.

Said bill is as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. There is hereby created a public body corporate to be known as the Kentucky Disabled Ex-service Men's Board. The Board shall consist of three members, one of whom shall be the Adjutant General of Kentucky, another of whom shall be the State Commander of the American Legion, Department of Kentucky, and the third member shall be elected annually by these two members. The members of the Board shall serve without salary or compensation, but they shall be paid their actual and necessary traveling expenses while in the discharge of their official duties.

§ 2. It shall be the duty of the Board and of the Secretary herein provided for to assist disabled veterans of the World War, who are residents of Kentucky, and who are or may be entitled to aid from the United States Government pursuant to Federal legislation for the benefit of disabled ex-service men and women, in preparing and presenting their said claims to the proper officers, and in securing and expediting action thereon; to relieve and prevent congestion in the examination, forwarding, and action on said claims; and to as

far as possible, cause every disabled veteran to receive promptly and regularly such relief as he is entitled to.

§ 3. The words "Ex-service men and women" as used in this Act include any individual who served on active duty in the Army, Navy, or Marine Corps of the United States between the dates of April 6, 1917, and November 11, 1918, inclusive, and who has received an honorable discharge from such service.

§ 4. The Board shall elect a secretary, whose duties shall be those set out in Paragraph 2 hereof, and such other duties as are placed upon him by the Board. He shall be paid a salary fixed by the Board, which shall not exceed thirty-six hundred dollars per annum, and he shall be paid his actual and necessary travelling expenses while engaged in the performance of his duties.

§ 5. For the purpose of carrying out the provisions of this Act, there is hereby appropriated out of state funds, not otherwise appropriated, to the Kentucky Disabled Ex-service Men's Board the sum of ten thousand dollars per year for two years. The Board shall keep an accurate and detailed account of all receipts and disbursements, and its books shall be subject to examination and audit by the State Inspector and Examiner.

§ 6. Necessary office space and stenographic assistance for the secretary shall be furnished by and from the Adjutant General's office.

§ 7. The Kentucky Disabled Ex-service Men's Board shall cease to exist on July 1st, 1924.

§ 8. There being many hundreds of disabled ex-service men whose applications for Government aid have not been acted upon due to congestion, lack of knowledge of necessary procedure, and other remediable causes, and it being considered that until this Board begins to function the disabled ex-service men will not receive the information, assistance and prompt action on their claims, which they should have, an

emergency is hereby declared to exist and this Act shall take effect from and after its passage and approval as required by law.

Ordered that said bill be read the third time.

The Constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz:

Those who voted in the affirmative were—

Samuel W. Adams	Arch L. Hamilton	H. Walter Pierce
R. M. Amos	Oscar P. Harvey	S. R. Powell
B. C. Beckmann	H. C. Hawkins	R. I. Rice
J. E. Bickett	Thos. O. Holder	Arthur Saunders
W. M. Boling	N. T. Hopkins	David I. Scott
J. F. Bosworth	J. T. Jennings	Lee L. Simons
Berl Boyd	Lester Jeter	Reuben E. Skaggs
John E. Brown	Ira Jones	George W. Smith
W. R. Button	Wright Kelly	Ira D. Smith
Sam A. Cary	H. R. Lawrence	R. F. Stewart
Chas. Chandler	Oscar Leibson	Frank L. Strange
Lee Clark	Leon P. Lewis	D. D. Thornberry
E. B. Cross	Martin Light	John M. Tinsley
Bryce Cundiff	Rufus Lisle	Garnett W. Tolin
J. C. Day	Harry J. Meyers	Chas. B. Truesdell
O. A. Denton	Harry B. Miller	John L. Trumbo
G. Givens Dixon	R. C. Moore	Fred C. Vanhoose
A. W. Dorsey	S. H. Moore	Oscar Vest
G. Lucien Drury	Ed. P. Murrah	W. T. Walker
H. C. Duffy	W. T. McGuire	W. S. Wallen
W. D. Duncan	E. E. Nelson	W. D. Watkins
George W. Ellis	D. A. O'Donovan	W. G. Wheeler
Mrs. M. E. Flannery	C. C. Oney	J. B. Wicker
Emery L. Frazier	James Park	T. C. Willis
Bryant Green	Brodie Payne	

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There voted in the negative—

H. V. Thompson —1

Resolved that the title thereof be as aforesaid.

Mr. Frazier moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

The House took up for consideration from the Orders of the Day a bill entitled:

H. B. 196. An Act to regulate Brokerage Business.

Mr. Hamilton moved that said bill be recommitted to the Committee on Kentucky Statutes with leave to report at any time.

Said motion was agreed to.

The hour of three o'clock having arrived, the House stood adjourned.

TUESDAY, FEBRUARY 7, 1922.

The House was opened with prayer by the Rev. Roger T. Nooe of the First Christian Church of Frankfort.

The roll was called and the following Members answered to their names, viz:

Samuel W. Adams	J. E. Bickett	Berl Boyd
R. M. Amos	W. M. Boling	John E. Brown
B. C. Beckmann	J. F. Bosworth	Sam A. Cary

Lee Clark	Ira Jones	Arthur Saunders
E. B. Cross	H. R. Lawrence	David I. Scott
Bryce Cundiff	Leon P. Lewis	Lee L. Simons
J. C. Day	Martin Light	Reuben E. Skaggs
O. A. Denton	Rufus Lisle	George W. Smith
A. W. Dorsey	C. C. May	Ira D. Smith
G. Lucien Drury.	Harry J. Meyers	R. F. Stewart
H. C. Duffy	Harry B. Miller	Frank L. Strange
W. D. Duncan	Claude D. Minor	H. V. Thompson
George W. Ellis	R. C. Moore	Geo. F. Thompson
Mrs. M. E. Flannery	S. H. Moore	H. Q. Thompson
Emery L. Frazier	Ed. P. Murrah	D. D. Thornberry
Dr. H. M. Fultz	B. A. Muster	John M. Tinsley
W. L. Gossett	W. T. McGuire	Garnett W. Tolin
Bryant Green	R. D. McMurtry	N. I. Toombs
Ed. A. Gullion	E. E. Nelson	Chas. B. Truesdell
J. Edgar Hadden	Chas. A. Nelson	Fred C. Vanhoose
Arch L. Hamilton	D. A. O'Donovan	Oscar Vest
Oscar P. Harvey	C. C. Oney	Geo. C. Waggoner
H. C. Hawkins	James Park	W. T. Walker
Thos. O. Holder	Brodie Payne	W. S. Wallen
N. T. Hopkins	H. Walter Pierce	W. D. Watkins
David J. Howard	S. R. Powell	W. G. Wheeler
J. T. Jennings	Arch M. Quarles	J. B. Wicker
Lester Jeter	R. I. Rice	T. C. Willis

The reading of the Journal of yesterday's proceedings was dispensed with.

The Speaker laid before the House the following communication, viz:

February 4, 1922.

Mr. James H. Thompson,
Speaker, House of Representatives,
Frankfort, Kentucky.

Dear Sir:

In replying to your favor of the second of this month, let me say that we are grateful to you and the other members

of the Legislature for giving the students an opprotunity to plead their cause.

It will be impossible to get the committees ready by the end of this week. Would it be possible to get a little time in the week beginning February 12? Our program will be very short, not to exceed an hour at the most, and will consist in part in music by the University Glee Club or some other musical organization. We will be glad to come at the end of the day's work, and we will not come in such number as to overflow the seating capacity. We plan to bring only the heads of the important school organizations.

Would it be possible to have the Senate in joint session with the House on that day? I hope that the members of both houses will feel that the students are not intruders, but are merely anxious to show what our university is doing for the good of the State.

Yours truly,

W. H. PEAL.

Mr. Waggoner moved that the House accept the proposition as covered by said communication and that the House receive the students at their convenience.

Mr. Vanhoose offered the Petition of sundry citizens of the County of Johnson urging that the present school laws be kept intact.

Which was received, the reading dispensed with and referred to the Committee on Education No. 1.

The Committees to which the same had been referred, reported bills of the following titles, viz:

By Mr. Nelson of the Committee on Appropriations.

H. B. 274. An Act to provide for the acceptance of the benefits of an Act passed by the Senate and House of Repre-

sentatives of the United States of America in Congress assembled (H. R. 4438, approved June 2, 1920), entitled: "An Act to provide for the promotion of vocational rehabilitation of persons disabled in industry or otherwise and their return to civil employment to provide for the administration of same and to make appropriations for such purposes."

By same.

H. B. 292. An Act to amend and re-enact Sections 7 and 8 of Chapter 34 of the session Acts of the General Assembly of 1920, said Act being entitled: "An Act creating the Kentucky Geological Survey, designating its executive officer and his duties and providing funds for its maintenance."

By same.

H. B. 295. An Act providing for the Perryville Battlefield and providing for the appointment of five commissioners by the Governor to look after and control the Perryville Battlefield Grounds, being the property of the State of Kentucky and making an annual appropriation therefor.

With an amendment thereto.

By Mr. Tolin of the Committee on Codes of Practice.

S. B. 61. An Act to amend and re-enact Sec. 74 of the Civil Code relating to the County in which an action must or may be brought.

By same.

H. B. 334. An Act to amend Subsec. 8 of Sec. 606, Title 13, of the Civil Code of Practice, providing that an adverse party may be compelled to testify.

By same.

H. B. 190. An Act to amend and re-enact Sec. 53 of Chapter 2 of Title 4 of the Kentucky Code of Civil Practice.

By Mr. Meyers of the Committee on Cities of Second and Third Class.

H. B. 91. An Act to amend and re-enact Sec. 3146 of Kentucky Statutes (Carroll's Edition, 1915), relating to Police Judge in Cities of the Second Class.

By same.

H. B. 92. An Act to repeal and re-enact Sec. 3157, Kentucky Statutes (Carroll's Edition, 1915), relating to Clerk of Police Courts in Cities of the Second Class.

By same.

H. B. 87. An Act to amend Sec. 3512 of the Kentucky Statutes, Subdivision 4, Art. 5, Chapter 89, Kentucky Statutes, relating to the appointment of special Judges for Police Court in Cities of the Fourth Class.

By Mrs. Flannery of the Committee on Confederate Home.

H. B. 318. An Act relating to the Kentucky Confederate Home located at Pewee Valley, Oldham County, Kentucky.

By Mr. Smith of the Committee on Suffrage and Elections.

H. B. 193. An Act providing for a system of registration of every voter in the Commonwealth of Kentucky; providing for the appointment of registrars for the purpose of registering voters of the Commonwealth of Kentucky in every pre-

cinct in the State; fixing the time and manner in which the voters of the Commonwealth of Kentucky shall register; providing for the manner and means of such registration and prescribing and naming the qualifications of voters in the State of Kentucky; fixing the time a voter shall reside in the State, county, city or town and precinct in which he or she votes; naming a board of the purpose of preparing necessary forms, blanks and books for the carrying out of the provisions hereof; providing for the administration of an oath to all persons registering; fixing the pay of registrars in each and every precinct; providing for the notification of voters in each and every precinct of the time and place of the sitting of registrars in such precinct; providing for and designating certain days in the year 1922 and annually thereafter when the registrar of each precinct shall sit for the purpose of registering voters and amending and correcting the list of such precinct; providing penalties, and repealing any and all laws in conflict herewith.

By Mr. Wheeler of the Committee on Revenue and Taxation.

S. B. 15. An Act to amend and re-enact Sections 4143 and 4148 of the Kentucky Statutes, relating to revenue and taxation.

By Mr. Cundiff of the Committee on State Militia and Police.

H. B. 280. An Act to promote the public safety, and creating, to that end, a State Police force, providing for the appointment of a Superintendent thereof, together with a Deputy Superintendent, clerical assistants, and the officers and men who shall constitute the force, defining their powers and duties and manner of organization, and fixing their compensation, making an appropriation for the salaries and ex-

penses connected therewith, and defining certain offenses in connection with the operation of this Act and prescribing penalties therefor.

Said bills were severally read the first time at length and ordered to be placed on the Calendar.

The Committees to which same had been referred, reported bills of the following titles, viz:

S. B. 49. An Act to amend, revise and re-enact Section 3512 of Kentucky Statutes, same being a part of subdivision 4 of Art 5 of Chapter 89 thereof.

By Mr. C. A. Nelson of the Committee on Appropriations.

H. B. 306. An Act for the benefit of Citizens National Hospital (Colored), a body corporate, and appropriating the sum of twenty-five thousand dollars for the improvements and equipments of same and of fifteen thousand dollars annually for the maintenance of said institution.

H. Res. 11. Resolution providing for the appointment of a Joint Committee to inquire into and report on the campaign in the interests of the two Constitutional Amendments rejected by the people at the recent November election.

By Mr. Lawrence of the Committee on Judiciary.

S. B. 111. An Act to amend Subsec. 3 of Sec. 331b, Kentucky Statutes, Carroll's 1915 Edition.

By Mr. Wheeler of the Committee on Revenue and Taxation.

H. B. 294. An Act exempting State and County Fairs having for their object the advancement of the State and

County from the payment of license fees on shows, concerts and exhibitions given in connection with same.

By same.

H. B. 195. An Act to amend Sec. 4 of Chapter 11 of the Acts of the Extraordinary Session of 1917, being Sec. 4019a-10 of the Kentucky Statutes, Carroll's Edition, 1918, being an Act relating to revenue and taxation, providing an annual tax upon property subject to taxation in this State, fixing the rate thereof, distributing said tax to various departments and State institutions, providing manner and means of assessing and listing corporate property, and shares of stock, designating what classes of property shall be subject to local taxation, fixing time for collection of taxes on omitted personal property in certain cases, requiring fiduciaries to file inventories of trust property, conferring power on taxing authorities to examine books and accounts of fiduciaries, requiring payment of taxes before final discharge, providing an additional tax for recording certain mortgages, making failure to pay taxes a bar to enforcement of indebtedness in certain cases, fixing penalties and repealing existing statutes.

With the expression of opinion that said bills ought not to pass.

The question being taken on ordering said bills to a reading, the reports of the Committee to the contrary notwithstanding, it was decided in the negative.

The yeas and nays being required on the vote to determine the first reading of H. B. 195 were as follows, viz:

Those who voted in the affirmative were—

Samuel W. Adams	W. R. Button	A. W. Dorsey
W. M. Boling	Sam A. Cary	Mrs. M. E. Flannery
Berl Boyd	O. A. Denton	W. L. Gossett

Ed. A. Gullion	E. E. Nelson	Ira D. Smith
Thos. O. Holder	Chas. A. Nelson	Geo. F. Thompson
Lester Jeter	D. A. O'Donovan	Garnett W. Tolin
S. B. Lane	R. I. Rice	Chas. B. Truesdell
H. R. Lawrence	J. L. Richardson	Oscar Vest
Claude D. Minor	Arthur Saunders	W. D. Watkins
W. T. McGuire	David I. Scott	
R. D. McMurtry	Lee L. Simons	—31

Those who voted in the negative were—

B. C. Beckmann	David J. Howard	H. Walter Pierce
J. E. Bickett	Frank J. Humbert	Arch M. Quarles
J. F. Bosworth	R. O. Huntsman	Reuben E. Skaggs
Thos. Bowman	Ira Jones	George W. Smith
Chas. Chandler	Wright Kelly	R. F. Stewart
Lee Clark	Oscar Leibson	H. V. Thompson
E. B. Cross	Leon P. Lewis	S. G. Thornberry
G. Givens Dixon	Martin Light	D. D. Thornberry
G. Lucien Drury	C. C. May	John M. Tinsley
H. C. Duffy	Harry J. Meyers	N. I. Toombs
W. D. Duncan	R. C. Moore	John L. Trumbo
George W. Ellis	S. H. Moore	Fred C. Vanhoose
Dr. H. M. Fultz	Ed. P. Murrah	Geo. C. Waggoner
Bryant Green	B. A. Muster	W. T. Walker
Oscar P. Harvey	C. D. McCaw	W. G. Wheeler
H. C. Hawkins	C. C. Oney	J. B. Wicker
N. T. Hopkins	Brodie Payne	T. C. Willis
		—51

And so said bills were rejected.

A message was received from the Senate announcing that they had passed bills of the following titles, viz:

1. S. B. 58. An Act repealing Sec. 4369 of the Kentucky Statutes, Carroll's Edition, 1918, relating to granting certificates to pupils completing the elementary course of study of County school districts, and in order to simplify the method

of granting certificates to pupils completing the elementary course of study of County school districts.

2. S. B. 94. An Act to prohibit the manufacture, sale, transportation, possession, or other disposition, of spiritous, vinous, malt, or intoxicating liquors, except for sacramental, medicinal, scientific or mechanical purposes; to regulate the manufacture, transportation, sale, ownership, and possession of apparatus designed for the manufacture of spirituous, vinous, malt or intoxicating liquors in the Commonwealth of Kentucky; to regulate the manufacture, sale and transportation of alcohol for non-beverage purposes; to provide a penalty for violation of the provisions of this Act; to impose upon the Commonwealth Attorneys additional duties in the enforcement of this Act, and to provide compensation therefor; concurring on quarterly courts; and the judges thereof, police courts and justices of the peace, concurrent jurisdiction with the Circuit Court in the trial of all offenses under this Act where the punishment does not exceed a fine of three hundred dollars and imprisonment in the county jail not exceeding sixty days, and declaring an emergency to exist.

3. S. B. 28. An Act to amend and re-enact Sec. 1093 of Kentucky Statutes, Carroll's 1915 Edition, relating to jurisdiction of justices and quarterly courts in penal actions; and in violation of ordinances in sixth class towns.

4. S. B. 26. An Act regulating municipal elections in cities of the first class; regulating the manner of providing and printing ballots therefor, and the methods of voting in municipal elections in cities of the first class.

5. S. B. 59. An Act providing the creation of a Commission on uniform State Laws, the appointment of Commissioners and the payment of the expenses of the Commissioners.

Said bills were ordered printed and referred as follows, viz:

1. To Committee on Education No. 1.

2. To Committee on Alcoholic Liquors and Public Morals.

3 and 4. To Committee on Suffrage and Elections.

5. To Committee on Kentucky Statutes.

Upon the call of Counties and Representative Districts, the following bills were introduced, ordered printed and referred as follows, viz:

By Mr. Truesdell.

H. B. 345. An Act to amend and re-enact Sec. 5, Chapter 17, of the Acts of the General Assembly of 1920.

To Committee on Public Roads and Highways.

By same.

H. B. 346. An Act establishing and making the road leading from Newport, via Fort Thomas, Melbourne, California and Flag Springs to Caddo, Lenoxburg, Brooksville and Augusta a part of the primary system of State Highways of the Commonwealth of Kentucky, and designating said Project as Project No. ——

To Committee on Public Roads and Highways.

By Mr. Holder.

H. B. 347. An Act to amend Sec. 9, Chapter 17, of the Acts of 1920, approved March 16, 1920, relating to the Department of State Roads and Highways.

To Committee on Public Roads and Highways.

By Mr. Miller.

H. B. 348. An Act to amend and re-enact Sec. 2119 of the Kentucky Statutes, Carroll's Edition, 1915, relating to divorce, alimony and children.

To Committee on Judiciary.

By same.

H. B. 349. An Act to require persons traveling upon any public highway or street in any motor vehicle to stop before crossing railroad tracks at grade, and providing penalties for the violation of the Act, and providing that a failure to comply with the provisions of the Act shall bar a recovery for any injury or death to any persons or property.

To Committee on Kentucky Statutes.

By Mr. Simons.

H. B. 350. An Act to amend and re-enact Sec. 1763 of the Kentucky Statutes, Carroll's Edition, 1915, so as to increase the compensation of the deputy circuit clerks, deputy county clerks and deputy sheriffs in counties having a population of one hundred and fifty thousand or over.

To Committee on Municipalities.

By Mr. Richardson.

H. B. 351. An Act to amend an Act pertaining to the disqualification of vacancy of Justices of Peace, and re-enacting Sec. 1090 of the Kentucky Statutes.

To Committee on Kentucky Statutes.

By Mr. Wicker.

H. B. 352. An Act to amend and re-enact Sections 4223c-6 and 4223c-7, Kentucky Statutes, Carroll's 1918 Edition, Vol. 3, relating to Revenue and Taxation.

To Committee on Revenue and Taxation.

By Mr. Dorsey.

H. B. 253. An Act relating to divorce.

To Committee on Kentucky Statutes.

By same.

H. B. 354. An Act to repeal Sec. 1008, Kentucky Statutes, Carroll's Edition, 1915, relating to taking depositions on interrogatories.

To Committee on Kentucky Statutes.

By same.

H. B. 355. An Act to amend and re-enact Sec. 362 of the Criminal Code, relating to appeals from the judgment of a County Judge, Justice of the Peace, City or Police Court in criminal cases.

To Committee on Codes of Practice.

By Mr. Brown.

H. B. 356. An Act to amend and re-enact Sec. 4019 of the Kentucky Statutes as compiled by John D. Carroll and

found in Vol. 3 of the 1918 Edition, relating to revenue and taxation; providing an annual tax on property subject to taxation in this State; fixing the rate thereof; distributing said tax to various departments and State institutions; providing the manner and means of assisting and listing corporate property and shares of stock, and shares in building and loan associations; designating what class of property shall be subject to State and local taxation.

To Committee on Revenue and Taxation.

The House took up for consideration from the Orders of the Day a bill entitled:

H. B. 148. An Act providing that whoever furnishes work or labor, material or supplies, fixtures or machinery, or other thing of value to the lessee holding or owning a leasehold or any right conferred by any lease relating to oil, gas or other minerals, in the development or improvement of such leasehold shall have a lien on the leasehold or the entire interest of the lessee to secure the payment by the lessee for such work or labor, material or supplies, fixtures or machinery or other thing of value, and providing method for the enforcement of such lien.

Mr. Strange moved that said bill be recommitted with leave to report at any time.

Said motion was agreed to.

The House took up for consideration from the Orders of the Day a bill entitled:

H. B. 97. An Act to repeal Sections 659 of the Kentucky Statutes relating to Life Insurance and to substitute other provisions in lieu thereof.

Mr. Denton moved that said bill be recommitted to the Committee on Insurance, Life and Accident.

Said motion was agreed to.

The House took up for consideration from the Orders of the Day a bill entitled:

H. B. 84. An Act regulating municipal elections in cities of the first class; regulating the manner of providing and printing ballots therefor, and the methods of voting in municipal elections in cities of the first class.

Mr. Beckmann moved that said bill be recommitted with leave to report at any time.

Said motion was agreed to.

The House took up for consideration from the Orders of the Day a bill entitled:

H. B. 85. An Act to amend and re-enact Sec. 1475, Kentucky Statutes, Carroll's Edition, 1915, relating to illiterate, blind and disabled voters.

Said bill is as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That Section 1475, Kentucky Statutes, Carroll's Edition, 1915, be and the same is hereby amended and re-enacted so that it will read as follows:

Any voter who declares on oath that by reason of inability to read the English language he is unable to mark his ballot may declare his choice of candidates to the Clerk who, in the presence of the judges, sheriff and challengers and the

voter, shall with his pencil mark a dot in the proper place for the cross mark of the stencil to indicate the choice of the voter. The voter before he shall receive a ballot or have same marked as aforesaid by the Clerk by dots shall mention the names of the candidates for whom he desires to vote and of the office for which such candidate or candidates are running and he shall not be allowed to state that he desires to vote for any party ticket or for any party group of candidates, but he must name individually and separately the candidate or candidates for whom he desires to vote, or he shall not be entitled to receive a ballot, and the Clerk shall only mark a dot in the appropriate place for the stencil cross mark so as to enable the voter to cast his ballot for the candidates whose names he has indicated to the Clerk. If such voter, however, indicates by mentioning the candidates of all of a particular political party or all of the candidates of any particular group in municipal elections in cities of the first class, the Clerk may make the dot in the appropriate place so that the candidate when he places his stencil cross mark at the point indicated will vote for the entire ticket or any group of candidates, but this shall only be done when such voter indicates that he desires to vote for all of the candidates of said political party or in any particular group by naming individually the candidates and the office or offices for which such candidate or candidates are running. After the voter has complied with these provisions of the law by naming the candidates for whom he desires to vote and the respective offices for which they are running, the Clerk shall then mark the ballot as aforesaid, and fold and deliver it to the voter and instruct him to retire to the booth and there mark his ballot by making a stencil cross mark in the square or squares showing dots or in any other place showing dots made by the Clerk or in any other square or circle on the ballot. In all other respects he shall vote as is required of other voters.

In case any person applying to vote is blind or physically unable to mark his ballot, and shall so declare on oath, he shall

indicate the candidate or candidates for whom he desires to vote and their respective offices in exactly the same way as an illiterate voter is required to indicate the candidates for whom he desires to vote. After having so indicated the names of the candidate or candidates for whom he desires to vote and their respective offices, the Clerk shall be allowed to mark his ballot for him in the presence of the other officers of election and the challengers allowed by law. No voter shall receive any suggestions or directions from any officer of the election or from any other persons after he enters the voting place, as to the name or names of candidates for whom he desires to vote, and he shall not be allowed to refer to any slip, memoranda or notation, or to present any such slip, memoranda or notation to the Clerk or other officer of election, and he shall not be allowed to state that he desires to vote the ticket of any political party. Any one making a false declaration under the provisions of this section shall, upon conviction, be fined in any sum not less than twenty dollars ($20.00) nor more than fifty dollars ($50.00) and be disfranchised for a period of two (2) years, and any Clerk who shall willfully deceive any voter in marking any ballot or who shall willfully mark the same in any other way than as requested by said voter or who shall mark the ballot in any manner except as herein provided and pursuant to instructions given to him by the voter as herein set out, shall be deemed guilty of a felony and, upon conviction, shall be imprisoned in the penitentiary for not less than two (2) years nor more than five (5) years.

Mr. Minor offered the following amendment:

"Amend H. B. 85 by striking out the word 'Candidate' in line 22 of Sec. 1 of printed bill and inserting in lieu thereof the word 'voter,' so that said line will read, 'may make the dot in the appropriate place so that the voter when.' "

Mr. Bosworth moved that said bill be recommitted.

Said motion was disagreed to.

The yeas and nays being required thereon by Messrs. Bosworth and Tinsley were as follows, viz:

Those who voted in the affirmative were—

R. M. Amos	Frank J. Humbert	J. L. Richardson
J. F. Bosworth	R. O. Huntsman	David I. Scott
Thos. Bowman	J. T. Jennings	Reuben E. Skaggs
Sam A. Cary	Ira Jones	Geo. F. Thompson
Chas. Chandler	Wright Kelly	H. Q. Thompson
E. B. Cross	Oscar Leibson	John M. Tinsley
J. C. Day	Ed. P. Murrah	Chas. B. Truesdell
Dr. H. M. Fultz	R. D. McMurtry	John L. Trumbo
Oscar P. Harvey	E. E. Nelson	Fred C. Vanhoose
Thos. O. Holder	James Park	
N. T. Hopkins	S. R. Powell	—31

Those who voted in the negative were—

Samuel W. Adams	W. L. Gossett	C. D. McCaw
B. C. Beckmann	Bryant Green	W. T. McGuire
J. E. Bickett	Ed. A. Gullion	Chas. A. Nelson
W. M. Boling	H. C. Hawkins	D. A. O'Donovan
Berl Boyd	David J. Howard	C. C. Oney
John E. Brown	Lester Jeter	Brodie Payne
W. R. Button	S. B. Lane	H. Walter Pierce
Lee Clark	H. R. Lawrence	R. I. Rice
Bryce Cundiff	Leon P. Lewis	Arthur Saunders
O. A. Denton	Martin Light	Lee L. Simons
G. Givens Dixon	Rufus Lisle	George W. Smith
A. W. Dorsey	C. C. May	Ira D. Smith
H. C. Duffy	Harry J. Meyers	R. F. Stewart
W. D. Duncan	Harry B. Miller	Frank L. Strange
George W. Ellis	Claude D. Minor	H. V. Thompson
Mrs. M. E. Flannery	S. H. Moore	S. G. Thornberry
Emery L. Frazier	B. A. Muster	D. D. Thornberry

Garnett W. Tolin	Geo. C. Waggoner	W. D. Watkins
N. I. Toombs	W. T. Walker	W. G. Wheeler
Oscar Vest	W. S. Wallen	T. C. Willis

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Mr. Lawrence moved that this Session be extended indefinitely.

Said motion was agreed to.

Mr. Strange moved that the House do now recess until one-thirty o'clock P. M.

Said motion was agreed to.

And then the House recessed.

At one-thirty o'clock P. M. the Speaker resumed the Chair and called the House to order.

Mr. Meyers moved the previous question.

Said motion was agreed to.

The Amendment as offered by Mr. Minor was agreed to.

Ordered that said bill be engrossed and read the third time.

The Constitutional provision as to the third reading of said bill at length being dispensed with, and the same being engrossed, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz:

Those who voted in the affirmative were—

B. C. Beckmann	Berl Boyd	Lee Clark
J. E. Bickett	John E. Brown	Bryce Cundiff
W. M. Boling	W. R. Button	O. A. Denton

G. Givens Dixon	Harry J. Meyers	George W. Smith
A. W. Dorsey	Harry B. Miller	Ira D. Smith
G. Lucien Drury	Claude D. Minor	R. F. Stewart
George W. Ellis	S. H. Moore	Frank L. Strange
Mrs. M. E. Flannery	B. A. Muster	H. V. Thompson
Bryant Green	C. D. McCaw	S. G. Thornberry
Ed. A. Gullion	W. T. McGuire	D. D. Thornberry
Arch L. Hamilton	Chas. A. Nelson	N. I. Toombs
David J. Howard	D. A. O'Donovan	Oscar Vest
Lester Jeter	C. C. Oney	Geo. C. Waggoner
S. B. Lane	Brodie Payne	W. S. Wallen
H. R. Lawrence	H. Walter Pierce	W. D. Watkins
Leon P. Lewis	Arch M. Quarles	W. G. Wheeler
Martin Light	R. I. Rice	J. B. Wicker
Rufus Lisle	Arthur Saunders	T. C. Willis
C. C. May	Lee L. Simons	—56

Those who voted in the negative were—

R. M. Amos	N. T. Hopkins	S. R. Powell
J. F. Bosworth	Frank J. Humbert	J. L. Richardson
Thos. Bowman	R. O. Huntsman	David I. Scott
Sam A. Cary	J. T. Jennings	Reuben E. Skaggs
Chas. Chandler	Ira Jones	Geo. F. Thompson
E. B. Cross	Wright Kelly	John M. Tinsley
J. C. Day	Oscar Leibson	Chas. B. Truesdell
Dr. H. M. Fultz	Ed. P. Murrah	John L. Trumbo
W. L. Gossett	R. D. McMurtry	Fred C. Vanhoose
Oscar P. Harvey	E. E. Nelson	
Thos. O. Holder	James Park	—31

Resolved that the title thereof be as aforesaid.

Mr. Meyers moved that the House do now resolve itself into the Committee of the Whole for the purpose of hearing discussion from various parties touching the proposed $50,000,000 Bond Issue.

Said motion was agreed to.

Thereupon the Speaker vacated the Chair and designated Mr. Minor as Chairman of said Committee.

Mr. Minor, after a time, reported that the Committee of the Whole had heard various parties discuss the merits and demerits of the proposed $50,000,000.00 Bond Issue, the Speaker having resumed the Chair.

Mr. Drury moved that the House do now adjourn.

Said motion was agreed to.

And then the House adjourned.

WEDNESDAY, FEBRUARY 8, 1922.

The House was opened with prayer by the Rev. E. C. Booso, assistant pastor of the First Christian Church of Frankfort.

The roll was called and the following Members answered to their names, viz:

Samuel W. Adams	J. C. Day	Oscar P. Harvey
R. M. Amos	O. A. Denton	H. C. Hawkins
B. C. Beckmann	A. W. Dorsey	Thos. O. Holder
J. E. Bickett	G. Lucien Drury	N. T. Hopkins
W. M. Boling	H. C. Duffy	David J. Howard
J. F. Bosworth	W. D. Duncan	Frank J. Humbert
Thos. Bowman	George W. Ellis	J. T. Jennings
Berl Boyd	Mrs. M. E. Flannery	Lester Jeter
John E. Brown	Emery L. Frazier	Ira Jones
W. R. Button	Dr. H. M. Fultz	Wright Kelly
Sam A. Cary	W. L. Gossett	H. R. Lawrence
Chas. Chandler	Bryant Green	Oscar Leibson
Lee Clark	Ed. A. Gullion	Leon P. Lewis
F. B. Cross	J. Edgar Hadden	Martin Light
Bryce Cundiff	Arch L. Hamilton	Rufus Lisle

C. C. May	H. Walter Pierce	S. G. Thornberry
Harry J. Meyers	S. R. Powell	D. D. Thornberry
Harry B. Miller	Arch M. Quarles	John M. Tinsley
Claude D. Minor	R. I. Rice	Garnett W. Tolin
R. C. Moore	Arthur Saunders	N. I. Toombs
S. H. Moore	David I. Scott	Chas. B. Truesdell
Ed. P. Murrah	Lee L. Simons	John L. Trumbo
B. A. Muster	Reuben E. Skaggs	Fred C. Vanhoose
C. D. McCaw	George W. Smith	Oscar Vest
R. D. McMurtry	Ira D. Smith	Geo. C. Waggoner
E. E. Nelson	R. F. Stewart	W. T. Walker
Chas. A. Nelson	Frank L. Strange	W. S. Wallen
D. A. O'Donovan	H. V. Thompson	W. D. Watkins
C. C. Oney	Geo. F. Thompson	W. G. Wheeler
James Park	H. Q. Thompson	J. B. Wicker
Brodie Payne	Jas. H. Thompson	T. C. Willis

The reading of the Journal of yesterday's proceedings was dispensed with.

Mr. Simonds offered the following Resolution, viz:

Whereas, the American Legion being a non-partisan organization whose main purpose is to live up to its constitution and preamble thereto: permitting its members to worship God, vote, think and give utterance to their beliefs in accordance with the dictates of their conscience, in so far as those utterances do not conflict with its precepst, and

Whereas, a resolution was recently passed by an organization of former service men condemning the stand taken by one of our State Legislators upon the Bonus Bill, embodying, among other things, the request that he resign from the Legislature on account of his opposition and certain speech made concerning this bill, and

Whereas, it would seem that this resolution of condemnation was aimed and directed at a member of this post (whose election was opposed by the same organization who fathered the resolution referred to herein);

Therefore, be it resolved, that the spirit manifested in

the resolution condemning a member of this post does not conform with the purposes of the American Legion;

Also, be it further resolved, that Lexington Post No. 8 recognizes that our representative, Harry B. Miller, was clearly within his rights as a citizen, Legionnaire and a representative of the City of Lexington when he made the speech concerning the Bonus Bill now pending in our Legislature.

Be it further resolved, that a copy of this resolution be sent to the Speaker of the House, Mr. Thompson, with the request that he have the Clerk of the House read the same in open session.

Said Resolution was adopted.

Mr. Duffy moved that a bill entitled:

H. B. 114. An Act authorizing the incurring of an indebtedness of Fifty Million Dollars ($50,000,000.00), for the purpose of constructing and completing the Primary system of State highways, as defined in Sec. 5, Chapter 17, of the Acts of the General Assembly of 1920, and for the purpose of paying the indebtedness now due by the State to the various counties of the State on account of roads constructed under the State Aid Law; providing for the issual and sale of Fifty Million Dollars ($50,000,000.00) in bonds representing said indebtedness, providing an annual tax to retire said bonds and all interest thereon within thirty years; appropriating Fifty Million Dollars ($50,000,000.00) for the purpose of constructing and completing said Primary system of State Highways, and for the purpose of paying said State Aid road indebtedness; providing the method of submitting said indebtedness to a vote of the people for their approval or rejection, and defining the duties of the officers charged with carrying out the provisions of this Act.

Be made a Special Order for next Tuesday at eleven o'clock A. M.

Said motion was agreed to.

The yeas and nays being required thereon by Messrs. Meyers and Strange were as follows, viz:

Those who voted in the affirmative were—

Samuel W. Adams	Frank J. Humbert	Chas. A. Nelson
R. M. Amos	R. O. Huntsman	Geo. W. Newman
J. F. Bosworth	J. T. Jennings	D. A. O'Donovan
Thos. Bowman	Ira Jones	James Park
Berl Boyd	Wright Kelly	H. Walter Pierce
Sam A. Cary	S. B. Lane	S. R. Powell
Chas. Chandler	H. R. Lawrence	R. I. Rice
E. B. Cross	Oscar Leibson	J. L. Richardson
Bryce Cundiff	Leon P. Lewis	David I. Scott
J. C. Day	C. C. May	Lee L. Simons
G. Givens Dixon	Harry J. Meyers	Reuben E. Skaggs
H. C. Duffy	Harry B. Miller	George W. Smith
W. D. Duncan	R. C. Moore	Ira D. Smith
Mrs. M. E. Flannery	S. H. Moore	Geo. F. Thompson
Dr. H. M. Fultz	Ed. P. Murrah	H. Q. Thompson
Bryant Green	B. A. Muster	John M. Tinsley
Ed. A. Gullion	C. D. McCaw	Chas. B. Truesdell
Oscar P. Harvey	W. T. McGuire	John L. Trumbo
Thos. O. Holder	R. D. McMurtry	Fred C. Vanhoose
N. T. Hopkins	E. E. Nelson	W. S. Wallen

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Those who voted in the negative were—

B. C. Beckmann	Emery L. Frazier	Brodie Payne
J. E. Bickett	W. L. Gossett	Arch M. Quarles
W. M. Boling	Arch L. Hamilton	Arthur Saunders
John E. Brown	H. C. Hawkins	R. F. Stewart
W. R. Button	David J. Howard	Frank L. Strange
Lee Clark	Lester Jeter	H. V. Thompson
O. A. Denton	Martin Light	S. G. Thornberry
A. W. Dorsey	Rufus Lisle	D. D. Thornberry
G. Lucien Drury	Claude D. Minor	Garnett W. Tolin
George W. Ellis	C. C. Oney	N. I. Toombs

Oscar Vest	W. D. Watkins	T. C. Willis	
Geo. C. Waggoner	W. G. Wheeler		
W. T. Walker	J. B. Wicker		—37

Mr. Meyers moved that the motion by which said bill was made a Special Order be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

A message was received from the Senate announcing that they had passed bills of the following titles:

1. S. B. 33. An Act amending and re-enacting Sec. 1 of Sec. 3235a-26, Carroll, 1918, Supplement to Kentucky Statutes.

2. S. B. 88. An Act to amend Sec. 1159, Kentucky Statutes, Carroll, 1915 Edition, relating to burglary and robbery.

3. S. B. 106. An Act to amend and re-enact Sec. 53 of Chapter 2 of Title 4 of the Kentucky Code of Civil Practice.

4. S. B. 119. An Act to amend and re-enact Sec. 4335 of Kentucky Statutes, Carroll's 1915 Edition.

Said bills were ordered printed and referred as follows:

1. To Committee on Education No. 1.

2. To Committee on Criminal Law.

3. To Committee on Codes of Practice.

4. To Committee on Judiciary.

That they had concurred in a bill which originated in the House entitled:

H. B. 17. An Act for the benefit of the American Printing House for the Blind and making an appropriation for it.

Ordered that said bill be delivered to the Enrolling Clerk of the House.

Mr. Holder moved that a bill entitled:

H. B. 108. An Act to repeal Chapter 36 of the Acts of the General Assembly of 1920 entitled: "An Act creating a County Board of Education, prescribing its duties, fixing tenure of office and compensation of its members, providing for the election of County Superintendent by said Board, fixing his qualifications, compensation and term of office, prescribing his duties and fixing his bond, etc.

Be called from the Committee to which it had been referred and that same be advanced to its first reading.

Said motion was disagreed to.

The Committees to which the same had been referred, reported bills of the following titles, viz:

By Mr. Lisle of the Committee on Agriculture.

H. B. 287. An Act to permit any co-operative marketing associations organized in any State other than Kentucky under substantially the same restrictions and limitations established by the Bingham Co-operative Marketing Act, to use the word "co-operative" as part of its corporate or other name or title for producers' co-operative marketing activities and declaring said organization not to be conspiracy now an illegal monopoly.

By Mr. Lewis of the Committee on Constitutional Amendments.

H. B. 246. An Act to amend Sec. 145 of the Constitution so as to make all persons who cannot read and write and speak the English language ineligible to vote or hold office after February 16, 1938.

By Mr. Richardson of the Committee on Circuit Courts.

H. B. 326. An Act for the protection and conservation of the supply of natural gas of the State of Kentucky, and prohibiting the waste and wasteful use of such gas, and providing penalties of the violation of such Act.

By Mr. Boling of the Committee on Education No. 1.

H. B. 247. An Act to amend an Act entitled: "An Act to amend the school laws and to create Boards of Education and to define their duties in Cities of the First Class," approved March 4, 1910, being Sec. 2978a of Carroll's Kentucky Statutes, 1915 Edition.

By Mr. Jeter of the Committee on Education No. 2.

H. B. 160. An Act to repeal Sec. 30 and Sec. 31 of Chapter 13 of the Acts of the General Assembly of 1910, relating to textbook commissions for cities; also, Sec. 4421a-1, Sec. 4421a-30 and all intervening sections, of the Kentucky Statutes, Carroll's Edition, 1918, relating to the selection of textbooks for the common schools by a State Textbook Commission; also, Sec. 4421b-1, Sec. 4421b-32 and all intervening sections, of the Kentucky Statutes, Carroll's Edition, 1918, relating to the selection of textbooks for common schools by state textbook commissions in cities of the first, second, third and fourth class; and in order to provide an effective method of selecting textbooks for the common schools be there provided in lieu thereof the following sections, relating to the selection of textbooks for the common schools:

With an Amendment thereto by way of Substitute therefor.

By Mr. Miller of the Committee on Kentucky Statutes.

S. B. 10. An Act establishing the Fiscal year of the Counties of the Commonwealth of Kentucky.

By same.

H. B. 216. An Act to amend and re-enact Subsec. 1 of Sec. 4636c, Kentucky Statutes, Carroll's 1915 Edition, relating to the appointment and qualification of members of the Board of Trustees of the University of Kentucky.

By Mr. Gossett of the Committee on Public Health.

H. B. 131. An Act to enable counties containing therein cities of the first class, and such cities, jointly, to acquire, construct, furnish, equip, and maintain tuberculosis hospitals in such counties, for the care, maintenance, and treatment of persons afflicted with tuberculosis, agreeably to the provisions of Sec. 3037c, Kentucky Statutes, Carroll's Edition, of 1915, providing for the creation, in such counties, of a "Board of Tuberculosis Hospital," and for the maintenance of such hospitals.

By Mr. Wheeler of the Committee on Revenue and Taxation.

H. B. 314. An Act relating to revenue and taxation; providing that the assessment made by the county tax commissioner and equalized by the county board of supervisors shall be the basis for taxation in all cities and towns; providing for the collection of taxes in cities and towns, prescribing duties of officers in connection therewith, and repealing Sections 2984, 2984a and 2985 to 3009 inclusive, Sec. 3174, 3176

to 3182 inclusive, Sec. 3182 to 3187 inclusive, Sec. 3187a to 3187k inclusive, Sec. 3188, 3189, 3189b, 3374, 3374a, 3375 to 3425 inclusive, Sec. 3531 to 3544 inclusive, Sec. 3544a-1 to 3544a-17 inclusive, Sec. 3644 to 3649 inclusive, Sec. 3654 to 3657 inclusive, Sec. 3673 to 3675 inclusive and Sec. 3677 and Sec. 3678, Kentucky Statutes, edition 1915, including vol. 3, thereof.

Said bills were severally read the first time at length and ordered to be placed on the Calendar.

The Committee to which the same had been referred, reported a bill of the following title, viz:

H. B. 204. An Act relating to revenue and taxation, amending Sec. 4019a of the Kentucky Statutes, Edition of 1918; being Sec. 9, Chapter 11, of Session Acts of 1917, approved May 1, 1917, and exempting banks, trust companies and combined banks and trust companies from payment of mortgage recording tax on loans where principal is payable on weekly or monthly installment plan.

With the expression of opinion that said bill ought not to pass.

The question being taken on ordering said bills to a reading, the report of the Committee to the contrary notwithstanding, it was decided in the negative.

And so said bill was rejected.

Mr. Wicker moved that a bill entitled:

H. B. 162. An Act to provide for the issuance of County School teacher's certificates, regulating same and providing for revocation thereof be called from the Committee on Education No. 2, and advanced to its first reading.

Said motion was agreed to.

The yeas and nays being required thereon by Messrs. Wicker and Gullion were as follows, viz:

Those who voted in the affirmative were—

W. M. Boling	Oscar P. Harvey	Brodie Payne
Thos. Bowman	Thos. O. Holder	H. Walter Pierce
Sam A. Cary	N. T. Hopkins	David I. Scott
Chas. Chandler	Frank J. Humbert	Reuben E. Skaggs
Lee Clark	J. T. Jennings	George W. Smith
E. B. Cross	Ira Jones	Frank L. Strange
Bryce Cundiff	Wright Kelly	H. V. Thompson
J. C. Day	H. R. Lawrence	Geo. F. Thompson
O. A. Denton	Martin Light	H. Q. Thompson
G. Givens Dixon	C. C. May	S. G. Thornberry
A. W. Dorsey	R. C. Moore	D. D. Thornberry
H. C. Duffy	S. H. Moore	N. I. Toombs
W. D. Duncan	Ed. P. Murrah	W. T. Walker
George W. Ellis	B. A. Muster	W. S. Wallen
Mrs. M. E. Flannery	E. E. Nelson	W. D. Watkins
Dr. H. M. Fultz	Chas. A. Nelson	W. G. Wheeler
W. L. Gossett	D. A. O'Donovan	J. B. Wicker
Bryant Green	C. C. Oney	T. C. Willis

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Those who voted in the negative were—

Samuel W. Adams	Lester Jeter	R. F. Stewart
J. E. Bickett	Leon P. Lewis	John M. Tinsley
Berl Boyd	Rufus Lisle	Garnett W. Tolin
John E. Brown	Claude D. Minor	Chas. B. Truesdell
G. Lucien Drury	W. T. McGuire	John L. Trumbo
Emery L. Frazier	R. D. McMurtry	Fred C. Vanhoose
Arch L. Hamilton	James Park	Oscar Vest
H. C. Hawkins	Arch M. Quarles	Geo. C. Waggoner
David J. Howard	R. I. Rice	
R. O. Huntsman	Ira D. Smith	

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Thereupon said bill was read at length the first time and placed on the Calendar.

Mr. Strange of the Committee on Public Roads and Highways, to which same had been recommitted, reported a bill entitled:

H. B. 148. An Act providing that whoever furnishes work or labor, material or supplies, fixtures or machinery, or other thing of value to the lessee holding or owning a leasehold or any right conferred by any lease relating to oil, gas or other minerals, in the development or improvement of such leasehold shall have a lien on the leasehold or the entire interest of the lessee to secure the payment by the lessee for such work or labor, material or supplies, fixtures or machinery or other thing of value, and providing method for the enforcement of such lien.

Said bill is as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. Whoever furnishes work or labor, material or supplies, fixtures or machinery, or other thing of value to a lessee holding or owning a leasehold, or any right conferred by any lease, relating to oil, gas or other minerals in the development or improvement of such leasehold, by contract with, or by the written consent of, the owner or the agent or representative of the owner of such leasehold, shall have a lien on the leasehold, or the entire interest of the lessee, to secure the payment for such work or labor, material or supplies, fixtures or machinery, or other thing of value. If such work or labor is performed, material or supplies, fixtures or machinery or other thing of value furnished at the written request or by the written consent of any contractor, sub-contractor or the agent of either ,the lien herein given shall be for the benefit of whoever may furnish any or either of the things mentioned.

The lien herein provided for shall be effective against the leasehold, or the entire interest of the lessee therein, in-

cluding all improvements thereon of any kind or character belonging to the lessee, and in addition to the amount of money due for the things above specified, the lien shall cover all costs, including a reasonable attorney's fee; said lien shall be superior to any mortgage or encumbrance created subsequent to the beginning of the work or labor or the furnishing of material and supplies, fixtures or machinery or other thing of value; and said lien if asserted as hereinafter provided shall relate back and take effect from the time of the commencement of the work or labor or the furnishing of the other thing mentioned herein. No person who has not contracted directly with the owner or holder of the leasehold or his agent or representative shall acquire a lien under this section unless he shall notify the owner of the leasehold to be held liable, or his authorized agent or representative within thirty-five (35) days after the last item of work or labor or other thing mentioned is furnished, of his intention to hold said property liable, and the amount for which he will claim a lien; and provided that such lien shall not take precedence of a mortgage or other contract, lien or bona fide conveyance for value, without notice, duly recorded or lodged for record according to law, unless the person claiming such prior lien shall before the recording of such mortgage or other contract, lien or conveyance, have filed in the office of the county clerk of the county wherein he shall have performed work or labor, or furnished the other things herein mentioned or shall expect to perform work or labor, or furnish the other things herein mentioned as aforesaid, a statement showing that he has performed or furnished or that he expects to furnish such work or labor or other things herein mentioned, and the amount in full thereof and his lien shall not, as against the holder of said mortgage or other contract, lien or other conveyance, exceed the amount of the lien claimed or expected to be claimed as set forth in such statement.

The liens provided for herein shall not in any case be for a greater amount in the aggregate than the contract price

of the original contractor and should the aggregate amount of liens exceed the price agreed upon between the original contractor and the owner, then there shall be a pro rata distribution of the original contract price among said lien holders. It shall be sufficient proof of the notice required herein that such notice was mailed to the last known address of the owner of the leasehold upon which the lien is claimed, or to his duly authorized agent or representative within the county in which the property to be held liable is located.

§ 2. If the lessee claims by executory contract, and if for any cause, such contract shall be rescinded or set aside, the lien aforesaid shall follow the leasehold into the hands of the person to whom the same may go, or with whom it may remain by reason of such rescission. If by such rescission the interest covered by the lease becomes vested in the lessor, the interest so covered by the lease shall be subject to said lien. If the lessee should be evicted from the possession of the leasehold by the judgment of a court, the lien shall nevertheless be effective against the leasehold and the improvements placed thereon by the lessee or those under whom he claims, while he or they were in possession thereof.

In the event the lease shall expire or be forfeited or the lessee shall in any other way lose his rights thereunder, nevertheless the lien herein provided for shall be effective against the leasehold, whoever may be the owner thereof, to the extent of the interest held by the lessee at the time such work or labor was performed or the things herein mentioned furnished and this shall be true, although the interest of the lessee may revert to the lessor. The lien holder may elect to remove any improvements from the premises if it can be done without material injury to any previous improvements on the leasehold and when such election is made and such improvement is removed, the owner of the leasehold shall be given credit by the value of the improvements so removed and the lien holder may enforce his lien to the extent of any balance remaining unpaid.

§ 3. The liens mentioned in the preceding sections shall be dissolved unless the claimant, within six (6) months after he ceases to work or labor, or to furnish the last of the other things herein mentioned, files in the office of the clerk of the county court in which such leasehold is situated, a statement of all amounts due him with such credits and setoffs known to him together with a description of the property intended to be covered by the lien, sufficiently accurate to identify it and the name of the lessee or owner of the leasehold, if known, and whether the work or labor was done or things herein mentioned furnished by contract with the lessee or with a contractor or sub-contractor, which statement shall be subscribed and sworn to by the person claiming the lien or by some one in his behalf.

It shall be the duty of the clerk to endorse upon every such statement or account the date of its filing and to make an abstract thereof in a book to be kept by him for that purpose properly endorsed and indexed, containing the date of filing the account or statement, the name of the person seeking to enforce the lien, the amount claimed, the name of the person against whose leasehold the lien is filed and a description of the leasehold and property which is charged with the same; for all of which the clerk shall receive, as full compensation, the sum of One ($1.00) Dollar, from the person filing the account or seeking to enforce the lien, which shall be taxed and collected as other costs.

§ 4. The liens declared in this Act shall be deemed as having been dissolved unless an action shall have been brought to enforce the same within twelve (12) months from the day of filing the account in the clerk's office as herein provided, but if the debtor shall die before the expiration of the time prescribed for bringing the action, a further period of six (6) months next after the qualification of his personal representative, shall be allowed within which the action may be brought.

§ 5. Actions to enforce liens declared in this Act shall be by equitable proceedings and conducted as other proceedings in equity in similar cases.

§ 6. The liens declared in this Act shall, if the lien holder complies with the requirements hereof, be valid and effective against any creditor of, or bona fide purchaser from, the lessee or owner of the property covered by such liens. The provisions of this Act shall apply to and may be enforced against a married woman to the same extent and in the same way that it may be enforced against any other person.

§ 7. The lessee or owner or holder of the leasehold covered by the liens herein defined may at any time before a judgment is rendered, enforcing the lien, execute before the clerk of the county court in whose office the lien was filed, a bond for double the amount of the lien claimed with good sureties approved by the clerk, conditioned that the obligors will satisfy any judgment that may be rendered in favor of the person or persons asserting the lien. The bond shall be preserved by the clerk and upon its execution the lien upon the property shall be discharged and the person asserting the lien may make the obligors parties in any action to enforce his claim and any judgment recovered may be against all or any of the obligors in said bond.

With an Amendment thereto which is as follows, viz:

"Amend H. B. 148 by striking out of Sec. 2 thereof lines 1 down to and including the first half of line 17 and supstituting in lieu of said lines the following: "the lien herein provided for shall not be lost by the assignment of said lease or the transfer of said lease by operation of law, but shall until satisfied remain a valid lien against said lease in the hands of the assignee or transferee thereof, unless by the original terms of said lease the same shall have been forfeited or shall have expired."

Said Amendment was agreed to.

Ordered that said bill be engrossed and read the third time.

The Constitutional provision as to the third reading of said bill at length being dispensed with and the same being engrossed it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz:

Those who voted in the affirmative were—

Samuel W. Adams	Bryant Green	Arch M. Quarles
R. M. Amos	Ed. A. Gullion	R. I. Rice
B. C. Beckmann	H. C. Hawkins	J. L. Richardson
J. E. Bickett	N. T. Hopkins	David I. Scott
W. M. Boling	Frank J. Humbert	Lee L. Simons
J. F. Bosworth	Wright Kelly	Reuben E. Skaggs
Thos. Bowman	H. R. Lawrence	R. F. Stewart
Berl Boyd	Oscar Leibson	Frank L. Strange
John E. Brown	Leon P. Lewis	Geo. F. Thompson
Sam A. Cary	Martin Light	S. G. Thornberry
Chas. Chandler	Rufus Lisle	D. D. Thornberry
Lee Clark	C. C. May	John M. Tinsley
E. B. Cross	Harry J. Meyers	Garnett W. Tolin
Bryce Cundiff	Claude D. Minor	Chas. B. Truesdell
O. A. Denton	S. H. Moore	John L. Trumbo
G. Givens Dixon	B. A. Muster	Fred C. Vanhoose
A. W. Dorsey	W. T. McGuire	Oscar Vest
W. D. Duncan	Chas. A. Nelson	W. T. Walker
George W. Ellis	D. A. O'Donovan	W. S. Wallen
Mrs. M. E. Flannery	C. C. Oney	W. D. Watkins
Emery L. Frazier	James Park	W. G. Wheeler
Dr. H. M. Fultz	Brodie Payne	J. B. Wicker
W. L. Gossett	H. Walter Pierce	T. C. Willis

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Resolved that the title thereof be as aforesaid.

Mr. Strange moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Mr. C. A. Nelson moved that this Session be extended indefinitely.

Said motion was agreed to.

Mr. Minor moved that Miss Virginia Strange be appointed as Honorary Page of this House.

Said motion was agreed to.

Upon a call of the Counties and Legislative Districts, the following bills were introduced, ordered printed and referred as follows, viz:

By Mr. Cundiff.

H. B. 357. An Act to amend Sec. 2253, Kentucky Statutes, Carroll's Edition, relating to qualifications of Jurors.

To Committee on Circuit Courts.

By same.

H. B. 358. An Act to repeal and re-enact Sec. 1137, Kentucky Statutes, Carroll's 1915 Edition, relating to the mode of the execution of death sentence.

To Committee on Criminal Law.

By Mr. Lisle.

H. B. 359. An Act to amend Subsec. 2 of an Act for the protection of Game Birds and Game Animals, being Chapter

122 of the Acts of the 1920 General Assembly of the Commonwealth of Kentucky.

To Committee on Fish and Game.

By Mr. Meyers.

H. B. 360. An Act to forbid the citing of inmates of the Feeble-minded Institute at Frankfort, and Houses of Reform at Greendale, Kentucky, to escape or harboring such escaping inmates; and prohibiting the purchasing from such inmates of any article of property belonging to the State.

To Committee on State Prisons and Houses of Reform.

By same.

H. B. 361. An Act to repeal and re-enact Sec. 9 and Sec. 20 of Chapter 90, Acts of 1920, entitled "An Act relating to vehicles; regulating their use and operation upon the public highways of this Commonwealth; providing for the registration and licensing of motor vehicles; fixing the amount of the license, and manner of payment thereof; providing for the registration and licensing of operators of motor vehicles and the amount of such license; providing a method of registration of motor vehicles; preventing illegal traffic in motor vehicles; providing penalty for the violation of this Act, and repealing any and all conflicting laws." Approved March 23, 1920.

To Committee on Public Roads and Highways.

By Mr. Tinsley.

H. B. 362. An Act to provide for the establishment of a normal and industrial school for colored persons, and appropriating money therefor.

To Committee on Normal Schools.

By same.

H. B. 363. An Act to abandon the West Kentucky Industrial College for Colored Persons, located at Paducah.

To Committee on Normal Schools.

By same.

H. B. 364. An Act to repeal Sec. 4526d-1 and Sec. 4526d-2 of the Kentucky Statutes, Carroll's Edition, 1918, relating to the conduct and management of the West Kentucky Industrial College for Colored Persons; also Sec. 4527, Sec. 4535, and all intervening Sections, of the Kentucky Statutes, Carroll's Edition, 1918, and Chapter 162 of the Acts of the General Assembly, 1920, relating to the conduct and management of the Kentucky Normal and Industrial Institute for Colored Persons; and in order to provide for unity in the training of teachers, and to prevent duplication and unnecessary expenditure, be there enacted in lieu of the above the following sections, relating to the conduct and management of State Normal Schools.

To Committee on Normal Schools.

By Mr. Muster.

H. B. 365. An Act relating to public roads and highways.

To Committee on Public Roads and Highways.

By Mr. Jeter.

H. B. 366. An Act to promote the solvency of State Banks, to authorize and regulate exchange charges, to prevent publication for non-payment when payment is offered in accordance with this Act.

To Committee on Banks and Banking.

The House took up for consideration from the Calendar bills of the following titles, viz:

H. R. 274. An Act to provide for the acceptance of the benefits of an Act passed by the Senate and House of Representatives of the United States of America in Congress assembled (H. R. 4438, approved June 2, 1920), entitled: "An Act to provide for the promotion of vocational rehabilitation of persons disabled in industry or otherwise and their return to civil employment, to provide for the administration of same and to make appropriations for such purposes.

H. B. 292. An Act to amend and re-enact Sections 7 and 8 of Chapter 34 of the session Acts of the General Assembly of 1920, said Act being entitled: "An Act creating the Kentucky Geological Survey, designating its executive officer and his duties and providing funds for its maintenance."

H. B. 295. An Act providing for the Perryville Battlefield and providing for the appointment of five commissioners by the Governor to look after and control the Perryville Battlefield Grounds, being the property of the State of Kentucky and making an annual appropriation therefor.

S. B. 61. An Act to amend and re-enact Sec. 74 of the Civil Code relating to the County in which an action must or may be brought.

H. B. 334. An Act to amend Subsec. 8 of Sec. 606, Title 13, of the Civil Code of Practice, providing that an adverse party may be compelled to testify.

H. B. 190. An Act to amend and re-enact Sec. 53 of Chapter 2 of Title 4 of the Kentucky Code of Civil Practice.

H. B. 91. An Act to amend and re-enact Sec. 3146 of Kentucky Statutes (Carroll's Edition, 1915), relating to Police Judge in Cities of the Second Class.

H. B. 92. An Act to repeal and re-enact Sec. 3157, Kentucky Statutes (Carroll's Edition, 1915), relating to Clerk of Police Courts in Cities of the Second Class.

H. B. 87. An Act to amend Sec. 3512 of the Kentucky Statutes, Subdivision 4, Art. 5, Chapter 89, Kentucky Statutes, relating to the appointment of special Judges for Police Court in Cities of the Fourth Class.

H. B. 318. An Act relating to Kentucky Confederate Home located at Pewee Valley, Oldham County, Kentucky.

H. B. 193. An Act providing for a system of registration of every voter in the Commonwealth of Kentucky; providing for the appointment of registrars for the purpose of registering voters of the Commonwealth of Kentucky in every precinct in the State; fixing the time and manner in which the voters of the Commonwealth of Kentucky shall register; providing for the manner and means of such registration and prescribing and naming the qualifications of voters in the State of Kentucky; fixing the time a voter shall reside in the

State, county, city or town and precinct in which he or she votes; naming a board of the purpose of preparing necessary forms, blanks and books for the carrying out of the provisions hereof; providing for the administration of an oath to all persons registering; fixing the pay of registrars in each and every precinct; providing for the notification of voters in each and every precinct of the time and place of the sitting of registrars in such precinct; providing for and designating certain days in the year 1922 and annually thereafter when the registrar of each precinct shall sit for the purpose of registering voters and amending and correcting the list of such precinct; providing penalties, and repealing any and all laws in conflict herewith.

S. B. 15. An Act to amend and re-enact Sections 4143 and 4148 of the Kentucky Statutes, relating to revenue and taxation.

H. B. 280. An Act to promote the public safety, and creating, to that end, a State Police force, providing for the appointment of a Superintendent thereof, together with a Deputy Superintendent, clerical assistants, and the officers and men who shall constitute the force, defining their powers and duties and manner of organization, and fixing their compensation, making an appropriation for the salaries and expenses connected therewith, and defining certain offenses in connection with the operation of this Act and prescribing penalties therefor.

Ordered that said bills be read the second time.

The Constitutional provisions as to the second reading of said bills at length being dispensed with, they were read the second time by their titles only.

Ordered that said bills be placed in the Orders of the Day.

The House took up for consideration from the Orders of the Day a bill entitled:

H. B. 31. An Act to promote the sheep industry and provide a tax on dogs.

Said bill is as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. Each family is hereby allowed one dog free of tax and all dogs over four months old, except one, shall be listed as herein provided for taxation, either by the owner or by the County Tax Commissioner in name of the owner, without fixing any valuation thereto. Provided, however, the owner may, if he so desires, affix any value thereto he wishes. Every person who keeps or harbors more than one dog or who knowingly permits the keeping or harboring of more than one dog upon the premises shall, for the purpose of listing and taxation, be deemed the owner thereof, and the County Tax Commissioner and his deputies shall ascertain the owner or harborer of each dog within the territory, and list and return the same by magisterial districts. The Auditor shall provide blank spaces in the County Tax Commissioner's books and schedules, and said Commissioner in listing a dog shall enter its description upon the schedule stating the kind, sex, age, color, size and name, if any.

§ 2. The owner of every dog, except one, over four months of age, shall pay a license tax thereon of five dollars. The first assessment under this act shall be made in the year of 1922 at the same time other property is listed for taxation. Said license tax shall be due and collectable as other taxes, and collected by the sheriff, reported to the Auditor and paid to the Treasurer, but the sheriff shall keep such license tax on dogs separate from other funds and so report to the Auditor

and pay to the Treasurer, and the Treasurer and Auditor shall keep separate accounts of such taxes by counties. The amount collected by license tax on dogs shall be used to indemnify losses by the killing or injuring of sheep by dogs as herein provided.

§ 3. Whenever any sheep are killed or injured by dogs the owner or person having custody of same, shall, without delay and within twenty-four hours after such killing or injuring is made notify the magistrate in whose district the sheep are located and make affidavit setting forth the number of sheep killed and the number injured, the kind, grade, or quality, amount and nature of injury thereto, and that such damage was not caused in whole or in part by a dog owned or harbored by him, and that he does not know whose dog caused the damage, or if known, and such account reduced to judgment could not be collected on execution. The magistrate shall then appoint two disinterested and discreet freeholders of the neighborhood where the injury was done to appraise the damage and shall furnish them with claimant's affidavit or a copy thereof, and the appraisers shall forthwith examine such sheep and make a written report on the claim to the magistrate, who shall forthwith forward the claimants' affidavit and the appraisers' report to the county clerk, together with his recommendation endorsed thereon. The clerk shall file same in his office and indorse thereon the date of such filing. The magistrate and each of the appraisers shall be allowed fifty cents for their services to be paid out of the dog tax fund of such county as other claims.

§ 4. At each meeting of the fiscal court the claims for loss or damage to sheep which have been killed not less than thirty days prior to such meeting, shall be taken up and considered and rejected, or, if correct and just, allow the same, or such parts thereof as may be deemed right: Provided, that the fiscal court may require additional evidence on any such claims, either by oral testimony or affidavits. Such claims

as are allowed shall be filed with the Auditor, who shall after the first of January each year, take up all such claims by counties and draw his warrants upon the treasurer in favor of claimants for the amount allowed by the fiscal court: Provided, if the amount of the dog tax funds to the credit of any county be not sufficient to pay all claims from such county, the Auditor shall prorate the claims from such county. Any surplus remaining to the credit of a county after all such claims are allowed, shall be transferred to the credit of the school fund in such county.

§ 5. Every person owning or harboring more than one dog shall be liable to the party injured for all damages done by such dog, but no recovery shall be had for personal injuries to any person when they are upon the premises of the owner of the dog after night, or upon the owner's premises engaged in some unlawful act in the day time. Whenever a recovery is had before any court for damages to sheep by a dog the court may order the defendant to kill or cause to be killed, such dog within two days after the rendition of the judgment.

§ 6. Any dog returned for taxation, and the tax on which is paid when due, shall be regarded as property and shall be entitled to the same protection as live stock. The owner of any dog listed for taxation which may be injured or killed contrary to law or carried or enticed away from the premises of the owner or harborer, for the purpose of killing or injuring such animal or depriving the owner thereof may recover exemplary damages of the person for so killing or injuring or enticing away such dog: Provided, that in the trial of any action for damages arising under this section it shall be competent to offer in evidence whether in listing such dog any value was affixed by the owner and the amount of such valuation. And any person violating the provisions of this section shall be liable to prosecution as in case of injuring any live stock or personal property of another.

§ 7. Any owner or harborer of more than one dog, subject to be taxed, who shall fail or refuse to list the same with the county tax commissioner shall be fined in any sum not exceeding ten dollars for each dog he so fails or refuses to list for taxation, and any person who shall keep or harbor more than one dog upon his premises, or elsewhere, and who fails or refuses to pay the tax thereon when due shall be fined in any sum not exceeding twenty-five dollars for each offense; and upon conviction the judgment may include an order requiring such dog to be killed, which order may be executed by any peace officer, who shall be allowed one dollar therefor to be taxed as costs. It shall be the duty of the sheriff and his deputies and each constable in his district to kill or cause to be killed any dog, the owner of which has failed to pay the tax thereon when due, and for each dog so killed, without the order of a court such officer shall be allowed by the fiscal court fifty cents to be paid out of the dog tax funds. For the purpose of which act the tax on dogs shall be considered due on the first day of January of each year; provided, however, the sheriff may collect such tax at any time and in such manner as taxes are now collectible by law.

§ 8. If any person shall wilfully poison any dog not his own or put out any poison or poison bait upon his own premises or elsewhere where the same may poison any dog, shall be fined not less than $25.00 nor more than $100.00, or be confined in the county jail for any period not exceeding six months, or shall be both so fined and imprisoned in the discretion of the jury. Any person violating the provisions of this section shall be liable in damages for any dogs poisoned thereby.

§ 9. Any justice of the peace, on proof that any dog is mad, or has been bitten by a mad dog, or has killed or wounded any sheep, may order such dog to be killed; and the officer who executes the order shall be paid $1.00 by the owner of the dog and collected as cost. If any person shall conceal a dog so ordered to be killed, or prevent the execution of the

order, he shall be fined $5.00 for every day he shall so offend. Any mad dog or dogs having the disease known as the "rabbies" may be killed by any person, except when confined by the owner upon his own premises.

§ 10. Any person or owner, or harborer having one dog not taxable is responsible for all damages done by said dog, the same as those that are taxed, collectible in the same manner.

All laws in conflict with this act are hereby repealed.

Mr. Waggoner offered the following amendment, viz:

"Amend Sec. 1, 14th line, by inserting after word 'kind,' the words 'a cross between a pure-blooded foxhound and poodle dog.'"

Mr. Lisle offered the following amendments, viz:

1. "Amend line 5 to read as follows; provided that hereafter each and every dog shall be assessed and taxed as follows: $1.00 for males, $2.00 for females and $5.00 for all people not affiliating with the Democratic Party."

2. "Amend line 16 to read as follows: provided that after June 15 each and every dog in the State shall be provided with headlights and tail-lights and be required to blow at each crossing."

Mr. Minor offered the following amendment, viz:

"Here's to old Ring, a friend to man,
Bemeaned, bemoaned, and betailed with a can,
The subject of censure, the object of praise,
But a dog just the same all of his days.
Betaxed and becollared and cowed to the last,
But a friend of man's that sticks good and fast;
But his friend ever steady must tax him still
For we've killed again the Old Ring Bill."

Mr. Bowman offered the following amendment, viz:

"That the word 'five' of line 2 of Sec. 2 of said bill be stricken out and the word 'two' be substituted therefor."

Mr. Lisle offered the following amendment, viz:

"To Amend H. B. 31, Sec. 1, lines 1, 2 and 6 and 7 so that lines 1 and 2 read as follows:

1. Each family is hereby allowed one purebred registered male dog free of tax and all dogs over four months old, except the one purebred registered male dog, shall be listed as herein provided for taxation.

To amend Sec. 1 lines 6 and 7 to read as follows:

6. Every person who keeps or harbors more than one purebred registered male dog or who knowingly permits the keeping or harboring of more than one purebred, registered male dog, etc.

To amend Sec. 2, line 1, to read as follows:

1. The owner of every dog, except one purebred registered male dog, over four months of age, etc.

Mrs. Flannery offered the following amendment, viz:

"Amend by striking out the words 'five dollars' in line 2 in Sec. 2 and inserting in lieu thereof the words 'two dollars.'"

Mr. Drury offered the following amendment, viz:

"Amend by providing that any person, firm or corporation who keeps a pack of foxhounds of three or more, each and all of same shall be exempt from taxation."

Mr. Stewart offered the following amendment by way of Substitute therefor, viz:

An Act to repeal Chapter 112 of the Acts of the General Assembly of 1918, and to re-enact a law in lieu of the provisions thereof relating to dogs, the promotion of live stock industries and the protection of live stock and poultry from damage by dogs; providing for the licensing of dogs; regulating the keeping of dogs, and authorizing their destruction in certain cases; providing for the protection of licensed dogs and for dogs temporarily imported for trial, show and breeding purposes; prescribing certain privileges for hunting dogs; providing for listing of dogs by county tax commissioners and penalty for his failure to so list; providing for the assessment of damages done by dogs and payment thereof by the county to the owners of live stock and poultry, and of damages to licensed dogs; imposing powers and duties on certain officers and providing penalties and fees.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That Chapter 112 of the Acts of the General Assembly of 1918 relating to dogs be, and the same hereby, repealed, and that the following provisions be enacted in lieu thereof so that when said chapter is repealed and the following provisions are enacted, the said chapter shall read as follows:

§ 2. That this act shall be known and may be cited as an act to promote live stock industries in Kentucky.

§ 3. Each year every dog over four months old shall be listed for taxation as of July 1st, as herein provided, either by the owner or by the Tax Commission in the name of the owner without fixing any valuation thereto. Provided, that the owner, may if he so desires, affix any value thereto he wishes. Every person who keeps or harbors a dog, or who knowingly permits the keeping or harboring of a dog upon his premises, shall, for the purposes of listing and taxation,

be deemed the owner thereof; and the county tax commissioner and his deputies shall ascertain the owner or harborer of each dog within his territory, and list and return the same by magisterial districts. The State Tax Commission shall provide blank spaces in tax commissioner's books and schedules, and the county tax commissioner in listing a dog shall enter its description upon the schedule stating the age, sex and color.

§ 4. That the fiscal court of each county may, in its discretion, at the time it makes levy upon the dogs in its county not to exceed a tax of one dollar for the first male dog nor to exceed a tax of two dollars for the first female dog, and not to exceed a tax of two dollars for each additional male dog and not to exceed a tax of four dollars for each additional female dog, owned by any one individual.

§ 5. That in counties where such tax is levied the sheriff shall collect and account in his settlement to the fiscal court thereof as all other taxes collected by him.

§ 6. That the tax so levied and collected as provided herein shall be kept in a separate fund for the payment of all claims filed with, and allowed by, the fiscal court of the county by owners of sheep that have been killed by dogs within the county; that if any surplus remains in said fund after the payment of all such claims allowed by the fiscal court, that such surplus shall revert into the common school fund of the county.

§ 7. That the above tax provided for herein shall be in lieu of all other tax, State, county or municipal, as now, or may hereafter, be provided by law, and that all acts in conflict herewith are hereby repealed.

Mr. Jeter moved that the amendment as offered by Mr. Waggoner lie on the table.

Said motion was disagreed to.

Mr. Waggoner moved that this House do now recess until one-thirty P. M.

Said motion was agreed to.

And then the House recessed.

At one-thirty o'clock P. M. the Speaker resumed the Chair and called the House to order.

Mr. Hamilton moved that the House do now resolve itself into a Committee of the Whole, for the purpose of hearing the matter before the House discussed by Gov. Edwin P. Morrow, and that a Committee be appointed by the Speaker to wait upon the Governor.

Said motion was agreed to.

Thereupon the Speaker appointed as such Committee Messrs. Hamilton, Wicker and Waggoner.

The Speaker vacated the Chair and designated Mr. Hamilton as Chairman of the Committee.

After a time Mr. Hamilton of the Committee of the Whole reported progress.

Mr. Huntsman moved that the House do now adjourn.

Said motion was disagreed to.

The yeas and nays being required by Messrs. C. A. Nelson and Gossett were as follows, viz:

Those who voted in the affirmative were—

J. E. Bickett Arch L. Hamilton H. Q. Thompson

—3

Those who voted in the negative were—

Samuel W. Adams	Thos. O. Holder	R. I. Rice
R. M. Amos	N. T. Hopkins	J. L. Richardson
B. C. Beckmann	David J. Howard	Arthur Saunders
W. M. Boling	Frank J. Humbert	David I. Scott
J. F. Bosworth	R. O. Huntsman	Lee L. Simons
Thos. Bowman	J. T. Jennings	Reuben E. Skaggs
Berl Boyd	Lester Jeter	George W. Smith
John E. Brown	Ira Jones	Ira D. Smith
W. R. Button	Wright Kelly	R. F. Stewart
Sam A. Cary	Leon P. Lewis	Frank L. Strange
Chas. Chandler	Martin Light	H. V. Thompson
Lee Clark	Rufus Lisle	Geo. F. Thompson
E. B. Cross	C. C. May	S. G. Thornberry
Bryce Cundiff	Harry J. Meyers	D. D. Thornberry
J. C. Day	Claude D. Minor	John M. Tinsley
O. A. Denton	R. C. Moore	Garnett W. Tolin
G. Givens Dixon	S. H. Moore	N. I. Toombs
A. W. Dorsey	Ed. P. Murrah	Chas. B. Truesdell
G. Lucien Drury	B. A. Muster	John L. Trumbo
H. C. Duffy	C. D. McCaw	Fred C. Vanhoose
George W. Ellis	W. T. McGuire	Oscar Vest
Mrs. M. E. Flannery	R. D. McMurtry	Geo. C. Waggoner
Emery L. Frazier	E. E. Nelson	W. T. Walker
Dr. H. M. Fultz	Chas. A. Nelson	W. S. Wallen
W. L. Gossett	D. A. O'Donovan	W. D. Watkins
Bryant Green	C. C. Oney	W. G. Wheeler
Ed. A. Gullion	Brodie Payne	J. B. Wicker
Oscar P. Harvey	H. Walter Pierce	T. C. Willis
H. C. Hawkins	S. R. Powell	—86

Mr. Lisle moved the Previous Question.

Said motion was agreed to.

Mr. Minor moved that when the matter under discussion is disposed of that this House do adjourn.

Said motion was agreed to.

The Speaker ruled that the Amendments offered by Messrs. Waggoner, Lisle and Minor out of order as not being germaine to bill.

The Amendment as offered by Mr. Bowman was agreed to.

The Amendment as offered by Mr. Drury was agreed to.

The Amendment as offered by Mrs. Flannery was withdrawn by unanimous consent of the House.

The Amendment thereto by way of Substitute therefor as offered by Mr. Stewart was disagreed to.

Ordered that said bill be engrossed and read the third time.

The Constitutional provisions as to the third reading of said bill at length being dispensed with and the same being engrossed, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz:

Those who voted in the affirmative were—

Samuel W. Adams	G. Lucien Drury	J. T. Jennings
R. M. Amos	George W. Ellis	Ira Jones
J. F. Bosworth	Mrs. M. E. Flannery	Wright Kelly
Thos. Bowman	Dr. H. M. Fultz	H. R. Lawrence
Sam A. Cary	W. L. Gossett	C. C. May
Chas. Chandler	Bryant Green	Harry J. Meyers
Lee Clark	Oscar P. Harvey	R. C. Moore
F. B. Cross	Thos. O. Holder	S. H. Moore
Bryce Cundiff	N. T. Hopkins	Ed. P. Murrah
J. C. Day	Frank J. Humbert	W. T. McGuire
O. A. Denton	R. O. Huntsman	E. E. Nelson

C. C. Oney	Ira D. Smith	Fred C. Vanhoose
Brodie Payne	R. F. Stewart	W. T. Walker
S. R. Powell	Geo. F. Thompson	W. S. Wallen
R. I. Rice	John M. Tinsley	W. G. Wheeler
J. L. Richardson	N. I. Toombs	J. B. Wicker
Reuben E. Skaggs	Chas. B. Truesdell	T. C. Willis
George W. Smith	John L. Trumbo	—53

Those who voted in the negative were—

J. E. Bickett	Arch L. Hamilton	Chas. A. Nelson
W. M. Boling	H. C. Hawkins	James Park
Berl Boyd	David J. Howard	H. Walter Pierce
John E. Brown	Lester Jeter	Arch M. Quarles
W. R. Button	Oscar Leibson	Frank L. Strange
G. Givens Dixon	Martin Light	H. V. Thompson
A. W. Dorsey	Rufus Lisle	Garnett W. Tolin
H. C. Duffy	Harry B. Miller	Oscar Vest
Emery L. Frazier	Claude D. Minor	Geo. C. Waggoner
Ed. A. Gullion	B. A. Muster	—29

Resolved that the title thereof be as aforesaid.

Mr. Trumbo moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

And then the House adjourned.

THURSDAY, FEBRUARY 9, 1922.

The House was opened with prayer by the Rev. J. C. Pelgrim of the Presbyterian Church, Northern Assembly, of Frankfort.

The roll was called and the following Members answered to their names, viz:

Samuel W. Adams	J. E. Bickett	Thos. Bowman
R. M. Amos	W. M. Boling	Berl Boyd
B. C. Beckmann	J. F. Bosworth	John E. Brown

W. R. Button
Sam A. Cary
Chas. Chandler
Lee Clark
E. B. Cross
Bryce Cundiff
J. C. Day
O. A. Denton
G. Givens Dixon
A. W. Dorsey
G. Lucien Drury
H. C. Duffy
George W. Ellis
Mrs. M. E. Flannery
Emery L. Frazier
Dr. H. M. Fultz
W. L. Gossett
Bryant Green
Ed. A. Gullion
J. Edgar Hadden
Arch L. Hamilton
Oscar P. Harvey
H. C. Hawkins
Thos. O. Holder
N. T. Hopkins
Frank J. Humbert
J. T. Jennings
Lester Jeter
Ira Jones
Wright Kelly
H. R. Lawrence
Oscar Leibson
Leon P. Lewis
Martin Light
Rufus Lisle
C. C. May
Harry J. Meyers
Harry B. Miller
Claude D. Minor
R. C. Moore
S. H. Moore
Ed. P. Murrah
B. A. Muster
C. D. McCaw
W. T. McGuire
R. D. McMurtry
E. E. Nelson
Chas. A. Nelson
D. A. O'Donovan
C. C. Oney
Brodie Payne
H. Walter Pierce
S. R. Powell
Arch M. Quarles
R. I. Rice
J. L. Richardson
Arthur Saunders
David I. Scott
Lee L. Simons
Reuben E. Skaggs
George W. Smith
Ira D. Smith
R. F. Stewart
Frank L. Strange
H. V. Thompson
Geo. F. Thompson
H. Q. Thompson
John M. Tinsley
Garnett W. Tolin
N. I. Toombs
Chas. B. Truesdell
John L. Trumbo
Fred C. Vanhoose
Oscar Vest
Geo. C. Waggoner
W. T. Walker
W. S. Wallen
W. D. Watkins
W. G. Wheeler
J. B. Wicker
T. C. Willis

The reading of the Journal of yesterday's proceedings was dispensed with.

Ordered that a leave of absence be granted to Messrs. S. G. Thornberry and Denton.

A message was received from the Senate announcing that they have passed a bill entitled:

S. B. 53. An Act to repeal Sec. 69 of the Kentucky Statutes relating to Life Insurance.

Which was ordered printed and referred to Committee on Life and Accident Insurance.

Mr. Lawrence moved that bills entitled:

S. B. 49. An Act to amend, revise and re-enact sec. 3512, Kentucky Statutes, same being subdiv. 4 of Art. 5 of Chapter 89 thereof.

S. B. 111. An Act to amend Subsec. 3 of Sec. 331e, Kentucky Statutes, Carroll's 1915 Edition.

Which had been rejected by this House on Tuesday, February 7, be reconsidered.

Said motion was agreed to.

Mr. Toombs of the Committee on Cities of the Fourth Class, to which same had been recommitted with leave to report at any time, reported a bill entitled:

H. B. 194. An Act conferring additional powers on the legislative body or governing authority of cities of the Fourth Class.

With an Amendment thereto by way of Substitute therefor.

Said bill is as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. The legislative body or governing authority of the several cities of the Fourth Class within the Commonwealth of Kentucky are granted and vested with the power to provide such cities and the inhabitants thereof and all persons therein with water, sewer, gas, electric power, light, heat, telephone and telegraph service by contract with any person, firm or corporation, or by works and facilities owned or leased

by such cities of the Fourth Class, located either within or beyond the boundaries thereof; and are also granted and vested with the power to make and enforce rules and regulations for the furnishing and sale of such services by any person, firm or corporation furnishing or selling same in such cities, to fix and regulate the quality, character and standards of such services, and to fix and regulate the prices and rates of such services charged customers, users and consumers thereof.

§ 2. All laws or parts of laws in conflict herewith are hereby repealed.

Said Substitute is as follows, viz:

An Act conferring additional powers upon the legislative body or governing authority of Cities of the Fourth Class.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. The legislative body or governing authority of the several cities of the Fourth Class within the Commonwealth of Kentucky are granted and vested with the power to provide such cities and the inhabitants thereof and all persons therein with water, sewer, gas, electric, power, light, heat, telephone and telegraph service by contract with any person, firm or corporation, or by works and facilities owned or leased by such cities of the Fourth Class, located either within or beyond the boundaries thereof; and are also granted and vested with the power to make and enforce rules and regulations for the furnishing and sale of such services by any person, firm or corporation furnishing or selling same in such cities to fix and regulate the quality, character and standards of such services, and to fix and regulate the prices and rates of such services charged customers, users and consumers thereof in all cases where the person, firm or corporation furnishing such service is operating under charters of fran-

chises granted by the Legislature of Kentucky prior to the adoption of the present Constitution of the Commonwealth of Kentucky.

§ 2. All laws or parts of laws in conflict herewith are hereby repealed.

Said Substitute was agreed to.

Ordered that said bill be engrossed and read the third time.

The Constitutional provisions as to the reading of said bill the third time being dispensed with and the same being engrossed it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz:

Those who voted in the affirmative were—

Samuel W. Adams	J. Edgar Hadden	W. T. McGuire
R. M. Amos	Arch L. Hamilton	R. D. McMurtry
B. C. Beckmann	Oscar P. Harvey	E. E. Nelson
J. E. Bickett	H. C. Hawkins	D. A. O'Donovan
W. M. Boling	Thos. O. Holder	C. C. Oney
J. F. Bosworth	N. T. Hopkins	Brodie Payne
Thos. Bowman	J. T. Jennings	H. Walter Pierce
Berl Boyd	Lester Jeter	David I. Scott
John E. Brown	Ira Jones	Lee L. Simons
W. R. Button	H. R. Lawrence	George W. Smith
Sam A. Cary	Leon P. Lewis	Ira D. Smith
Lee Clark	Martin Light	R. F. Stewart
Bryce Cundiff	Rufus Lisle	Frank L. Strange
G. Givens Dixon	C. C. May	H. V. Thompson
A. W. Dorsey	Harry J. Meyers	Geo. F. Thompson
George W. Ellis	Harry B. Miller	H. Q. Thompson
Emery L. Frazier	Claude D. Minor	D. D. Thornberry
Bryant Green	S. H. Moore	John M. Tinsley
Ed. A. Gullion	B. A. Muster	Garnett W. Tolin

N. I. Toombs	Geo. C. Waggoner	W. D. Watkins	
John L. Trumbo	W. T. Walker	W. G. Wheeler	
Fred C. Vanhoose	W. S. Wallen		—65

Those who voted in the negative were—

Chas. Chandler	R. O. Huntsman	Arch M. Quarles	
W. L. Gossett	Chas. A. Nelson		—5

Resolved that the title thereof be as aforesaid.

Mr. Minor moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

Mr. Dorsey of the Committee on Enrollments reported that they had examined and found correctly enrolled a bill of the following title, viz:

H. B. 17. An Act for the benefit of the American Printing House for the Blind and making an appropriation therefor.

Thereupon all other business was suspended, the said bill was read at length and compared in open House and thereupon the Speaker in open Session and in the presence of the House affixed his signature thereto.

Ordered that said bill be delivered to the Enrolling Clerk of the House.

Mr. Strange moved that a bill entitled:

H. B. 11. An Act relating to the inspection of illuminating oil.

Be called from the hands of the Committee to which it was originally referred and that said Committee be required to report said bill to the House on tomorrow.

Said motion was agreed to.

Mr. Hamilton moved that a bill entitled:

H. B. 139. An Act placing McCreary County in the Second Railroad Commissioner's District.

Be recommitted to the Committee on Redistricting Legislative.

Said motion was agreed to.

Mr. Adams of the Committee on Criminal Law, to which same had been recommitted, reported a bill entitled:

H. B. 13. An Act relating to unlawful carnal knowledge of children of the age of eighteen years, including both sexes, and prescribing and fixing penalties for the violations thereof, and amending and re-enacting Sec. 1155, Kentucky Statutes, Carroll, 1915.

Ordered that said bill lie on the Clerk's desk until tomorrow.

Mr. Strange moved that bills of the following title:

H. B. 309. An Act to amend subsec. C of Sec. 2, Chapter 90, page 415, of the Acts of the General Assembly of 1920 regulating fees for passenger automobiles.

H. B. 265. An Act to amend an Act entitled: "An Act regulating vehicles; regulating their use and operation upon

the public highways of this Commonwealth; providing for the registration and licensing of motor vehicles; fixing the amount of license and manner of payment thereof; providing for the registration and licensing of operators of motor vehicles and amount of such license; providing a method of registration of motor vehicles; preventing illegal traffic in motor vehicles; providing penalties of the violation of this Act and repealing any and all conflicting laws; the same being Chapter 30 of the Acts of the General Assembly of 1920 approved March 23, 1920.

Be reassigned to the Committee on Revenue and Taxation.

The Committees to which the same had been referred reported bills of the following title, viz:

By Mr. Lisle of the Committee on Agriculture.

H. B. 257. An Act to regulate the sale of rubber tires or tires composed partly of rubber in combination with other material or materials.

By same.

H. B. 270. An Act to repeal Sec. 9 of Chapter 11 of the Acts of the Special Session of the General Assembly for the year 1917, providing for a tax of 20 cents upon each $100.00, or fraction thereof, of indebtedness, secured by mortgage.

By same.

H. B. 277. An Act requiring owners of land to fence against cattle which are driven, along the public highway of this State.

By same.

H. B. 320. An Act to regulate the sale and distribution of agricultural seed, defining same and fixing penalties for violation thereof; providing and appropriating funds to carry out the provisions of the Act; and repealing Chapter 62, Acts of 1916, entitled "An Act to regulate the sale of agricultural and other seeds."

By same.

H. B. 278. An Act to amend Chapter 110, Carroll's Kentucky Statutes, 1915 Edition.

By same.

H. B. 293. An Act to provide for the establishment and operation of credit minors in the Commonwealth of Kentucky.

By C. A. Nelson of the Committee on Appropriation, which had originated same.

H. B. 367. An Act appropriating money for the operation and maintenance of the various departments, boards, commissions, institutions and agencies of the State government, except for the legislative and judicial departments and except for the common schools, for the fiscal year ending June 30, 1924; designating the funds and sources from which said appropriations are to be paid, and prescribing the manner in which same are to be paid.

By same.

H. B. 368. An Act appropriating money for the operation and maintenance of the various departments, boards, commissions, institutions and agencies of the State government, except for the legislative and judicial departments and

except for the common schools, for the fiscal year ending June 30, 1923; designating the funds and sources from which said appropriations are to be paid, and prescribing the manner in which same are to be paid.

By Mr. S. H. Moore of the Committee on Commerce and Manufacturing.

H. B. 289. An Act to prevent the misrepresentation and false branding of dry goods, boots and shoes, clothing and materials of which same may be made.

By Mr. Toombs of the Committee on Cities of the Fourth Class.

H. B. 337. An Act to amend and re-enact subsec. 9 of Sec. 3490 of the Kentucky Statutes relating to the Construction of Sewers in the streets, alleys and highways in cities of the Fourth Class.

By Mr. Adams of the Committee on Criminal Law.

S. B. 89. An Act to amend and re-enact Sec. 1160, Kentucky Statutes, relating to assault with intent to rob.

By same.

H. B. 233. An Act to amend and re-enact Sec. 1358 of Chapter 36 of Carroll's Kentucky Statutes, being Chapter 134 of the Act of March 29, 1918.

By same.

S. B. 6. An Act relating to unlawful carnal knowledge of an idiot, lunatic, imbecile, feeble-minded person or person

of any other unsoundness of mind and prescribing and fixing penalties for violation thereof.

By same.

H. B. 164. An Act reducing the number of challenges in selecting juries in felony cases.

With an Amendment thereto by way of a Substitute therefor.

By Mr. S. G. Thornberry of the Committee on Juvenile Courts and Children's Homes.

H. B. 273. An Act to amend and re-enact Sec. 328, Chapter 18, of the Kentucky Statutes, Carroll's 1915 Edition, relating to destitute and maltreated children, and providing a penalty for parents' failure to support minor children.

By Mr. Meyers of the Committee on Cities of the Second and Third Class.

S. B. 46. An Act relating to, and fixing the time when, the question of annexation by any city of the second class of a city of the second, third or fourth class, as provided in Sec. 3050a, Kentucky Statutes, Carroll's Edition, 1915, may again be taken up and submitted to an election after it has been once rejected.

By Mr. Beckmann of the Committee on Municipalities.

S. B. 68. An Act to repeal an Act concerning dwelling houses of cities of first class, being Chapter 68 of the Session Acts of the General Assembly of 1920.

By Mr. Richardson of the Committee on Circuit Courts.

S. B. 48. An Act changing the time for holding the session of the Circuit Court in the Twenty-sixth Circuit Court District of Kentucky, and providing that regular grand juries be summoned and penal and criminal cases be tried at certain specified terms, unless the Court in emergency otherwise directs.

With an Amendment thereto by way of a Substitute therefor.

By same.

S. B. 50. An Act amending that part of Sec. No. nine hundred and sixty-five, Kentucky Statutes, relating to the time for holding courts in the Twenty-eighth Judicial District.

By Mr. Strange of the Committee on Public Roads and Highways.

S. B. 5. An Act relating to motor vehicles.

By Mr. Stewart of the Committee on Public Ditches and Fences.

H. B. 68. An Act to amend Sec. 3 and 14 of Chapter 64 of the Acts of 1918, relating to the drainage of lands.

By Mr. Ellis of the Committee on Public Bridges.

S. B. 55. An Act to amend, enlarge the powers, and reenact Sec. 553a of the Kentucky Statutes (Act of March 20, 1900), relating to bridges heretofore or hereafter constructed over navigable streams and rivers wholly within the boundary of the State of Kentucky.

With an Amendment thereto.

Said bills were severally read at length the first time and placed on the Calendar.

The Committees to which the same had been referred, reported bills of the following titles, viz:

By Mr. Lisle of the Committee on Agriculture.

H. B. 217. An Act relating to the registering of dogs and the protection of live stock and poultry from damage by dogs.

By same.

H. B. 271. An Act to amend Sec. 1 of Chapter 118 of the Acts of 1918, which is Sec. 4223d-1, Carroll's Kentucky Statutes, 1918, by striking from said section the words "twenty per cent (20%)" and inserting in lieu thereof the words, "one hundred per cent (100%)" and striking from said section the following words, "provided, however, the minimum license for any stud horse shall be ten dollars ($10.00), the minimum license for any jack shall be ten dollars ($10.00), the minimum license for any bull shall be one dollar ($1.00)."

By Mr. Toombs of the Committee on Cities of the Fourth Class.

H. B. 232. An Act conferring additional powers upon the Legislative body or governing authority of Cities of the Fourth Class.

By same.

H. B. 250. An Act conferring additional powers upon the legislative body or governing authority of Cities of the Fourth Class.

By Mr. Adams of the Committee on Criminal Law.

H. B. 43. An Act providing for the registration of the sale, gift or disposal and purchase and ownership of such deadly weapons as may be concealed on the person, and such as are prohibited as "concealed deadly weapons" by the existing laws of this Commonwealth, and providing for penalties for violation of same.

By same.

H. B. 82. An Act to prevent our Commonwealth from being overrun with gunmen and other irresponsible persons.

By same.

H. B. 235. An Act to amend and re-enact Sec. 1309, Kentucky Statutes, Carroll's 1915 Edition.

By Mr. Strange of the Committee on Public Roads and Highways.

H. B. 327. An Act to amend Chapter 161 of the Session Acts, 1920, entitled: "An Act to amend section four thousand three hundred thirty-seven of Vol. 2 of Carroll's nineteen and fifteen edition of the Kentucky Statutes.

By Mr. Brown of the Committee on Charitable Institutions.

S. B. 32. An Act to provide relief for the needy blind of the Counties of the State.

With the expression of opinion that same ought not to pass.

The question being taken on ordering said bills to a reading, the report of the Committee to the contrary notwithstanding, it was decided in the negative.

And so said bills were rejected.

Upon a call of the Counties and Legislative Districts, the following bills were introduced, ordered printed and referred as follows, viz:

By Mrs. Flannery.

H. B. 369. An Act relating to lease or rental contracts between landlord and tenant and providing that provisions in such contracts declaring against possession of a child or children a dog or dogs, in or on the leased premises during the life of the lease, by the lessee, shall be null and void.

To Committee on Judiciary.

By Mr. Minor.

H. B. 370. An Act providing for an annual license tax upon any person, firm or corporation handling, selling, dealing in or bartering pistols or revolvers and providing for a violation thereof and fixing penalties; providing that every owner or purchaser of a pistol or revolver shall register same with the County Clerk of the County in which such person resides and fixing registration fees therefor and providing penalties for a violation thereof or the failure, neglect or refusal of such person to so register such pistol or revolver, and providing for a forfeiture of such pistol or revolver for such failure and providing a method of the sale thereof and providing fees and the disposition of same, and repealing all conflicting laws.

To Committee on Criminal Law.

By Mr. H. Q. Thompson.

H. B. 371. An Act providing for the appointment of a State Plumbing Inspector; prescribing his duties, providing for the establishing of boards for the examination, registration and licensing of those engaged in the work of plumbing in the cities of the Commonwealth which have water and sewer systems; prescribing the license fees to be paid by those licensed under the provisions of this Act, and prescribing penalties for those violating the provisions of this Act.

To Committee on Municipalities.

By same.

H. B. 372. An Act creating the office of Assistant County Attorney, subject to the approval of the County Attorney, in counties having a population of more than fifty thousand and less than seventy-five thousand, and having therein a circuit court of continuous session, and prescribing the qualifications, powers, duties and compensation thereof.

To Committee on Cities of the Second and Third Class.

By Mr. Quarles.

H. B. 373. An Act repealing Sec. 3942c, Kentucky Statutes, Carroll's Edition, 1915, and re-enacting same.

To Committee on State Capital.

By Mr. Lisle.

H. B. 374. An Act providing for additional supervision and regulation of the transportation of persons, and prop-

erty, for compensation, over a public highway by motor propelled vehicle; defining automobile transportation companies; providing for additional supervision and regulation thereof by the State Highway Commission or its successor; providing for the assessment and collection of fees and taxes thereon and providing for the enforcement of the provisions of this Act and for punishment for violations thereof.

To Committee on Railroads.

By Mr. Wicker.

H. B. 375. An Act to amend and re-enact Sec. 1954b-8 and Sec. 1954b-11 and Sec. 1954b-13 of Chapter 57 of the Kentucky Statutes, John D. Carroll Edition, 1918, relating to "Game and Birds."

To Committee on Fish and Game.

By Mr. Duncan.

H. B. 376. An Act relating to the appointment of a Deputy Sheriff, Deputy Constable or a Patrolman.

To Committee on County and City Courts.

By same.

H. B. 377. An Act to amend and re-enact Chapter 1251 of the Acts of 1885-86, relating to Check-weighman and providing for paying same.

To Committee on Mines and Mining.

By Mr. Hopkins.

H. B. 378. An Act providing for the appointment, removal and compensation of probation officers; prescribing their duties and powers; prescribing methods of proceedure in suspending sentence and placing persons on probation, and providing for the transfer of persons on probation.

To Committee on Circuit Courts.

By Mr. Wheeler.

H. B. 379. An Act to secure to peace officers making arrests of persons charged with violation of the Liquor Laws, compensation for their work and expenses in making such arrest.

To Committee on Revenue and Taxation.

The House took up for consideration from the Calendar bills of the following titles, viz:

H. B. 287. An Act to permit any co-operative marketing associations organized in any State other than Kentucky under substantially the same restrictions and limitations established by the Bingham Co-operative Marketing Act, to use the word "co-operative" as part of its corporate or other name or title for producers' co-operative marketing activities and declaring said organization not to be conspiracy nor an illegal monopoly.

H. B. 246. An Act to amend Sec. 145 of the Constitution so as to make all persons who cannot read and write and speak the English language ineligible to vote or hold office after February 16, 1938.

H. B. 326. An Act for the protection and conservation of the supply of natural gas of the State of Kentucky, and

prohibiting the waste and wasteful use of such gas, and providing penalties of the violation of such Act.

H. B. 247. An Act to amend an Act entitled: "An Act to amend the school laws and to create Boards of Education and to define their duties in Cities of the First Class," approved March 4, 1910, being Sec. 2978a of Carroll's Kentucky Statutes, 1915 Edition.

H. B. 160. An Act to repeal Sec. 30 and Sec. 31 of Chapter 13 of the Acts of the General Assembly of 1910, relating to textbook commissions for cities; also, Sec. 4421a-1, Sec. 4421a-30 and all intervening Sections, of the Kentucky Statutes, Carroll's Edition, 1918, relating to the selection of textbooks for the common schools by a State Textbook Commission; also, Sec. 4421b-1, Sec. 4421b-32 and all intervening sections, of the Kentucky Statutes, Carroll's Edition, 1918, relating to the selection of textbooks for common schools by textbook commissions in cities of the first, second, third and fourth class; and in order to provide an effective method of selecting textbooks for the common schools be there provided in lieu thereof the following sections, relating to the selection of textbooks for the common schools:

S. B. 10. An Act establishing the Fiscal year of the Counties of the Commonwealth of Kentucky.

H. B. 216. An Act to amend and re-enact subsec. 1 of Sec. 4636c, Kentucky Statutes, Carroll's 1915 Edition, relating to the appointment and qualification of members of the Board of Trustees of the University of Kentucky.

H. B. 131. An Act to enable counties containing therein cities of the first class, and such cities, jointly to acquire, construct, furnish, equip, and maintain tuberculosis hospitals in such counties, for the care, maintenance, and treatment of per-

sons afflicted with tuberculosis, agreeably to the provisions of Sec. 3037c, Kentucky Statutes, Carroll's Edition of 1915, providing for the creation, in such counties, of a "Board of Tuberculosis Hospital," and for the maintenance of such hospitals.

H. B. 314. An Act relating to revenue and taxation; providing that the assessment made by the county tax commissioner and equalized by the county board of supervisors shall be the basis for taxation in all cities and towns; prescribing duties of officers in connection therewith, and repealing Sections 2984, 2984a and 2985 to 3009 inclusive, Sec. 3174, 3176 to 3182 inclusive, Sec. 3182 to 3187 inclusive, Sec. 3187a to 3187k inclusive, Sec. 3188, 3189, 3189b, 3374, 3374a, 3375 to 3425 inclusive, Sec. 3521 to 3544 inclusive, Sec. 3544a-1 to 3544a-17 inclusive, Sec. 3644 to 3649 inclusive, Sec. 3654 to 3657 inclusive, Sec. 3673 to 3675 inclusive and Sec. 3677 and Sec. 3678, Kentucky Statutes, Edition 1915, including Vol. 3, thereof.

Ordered that said bills be read the second time.

The Constitutional provisions as to the second reading of said bills at length being dispensed with, they were read the second time by their titles.

Ordered that said bills be placed in the Orders of the Day.

Mrs. Flannery moved that the Rules be suspended and that a bill entitled:

S. B. 14. An Act to provide for the establishment of two normal schools for the training of white elementary teachers, and appropriating moneys for the maintenance and operation thereof.

Be taken from the Orders of the Day and put upon its passage.

Said motion was disagreed to.

Mr. Boling moved that the rule be suspended and that a bill entitled:

H. B. 237. An Act to amend Sec. 7, 10, 11, 12, 14 of Chapter 36 of the Acts of the General Assembly of Kentucky, passed Regular Session 1920 and recorded 1920 Acts on page 148.

Be taken up from the Orders of the Day and placed on its passage.

Said motion was disagreed to.

Mr. C. A. Nelson moved that this Session of the House be extended indefinitely.

Said motion was agreed to.

Mr. C. A. Nelson moved that when the hour of twelve-thirty o'clock arrives, this House do recess until one-thirty o'clock P. M.

Said motion was agreed to.

Mr. Lawrence moved that the rules be suspended and that a bill entitled:

H. B. 298. An Act relating to revenue and taxation; relating to assessment of property; providing for a levy of tax on all property by classes and for distribution thereof.

Be made a Special Order of business for tomorrow, Friday, at eleven o'clock A. M.

Said motion was agreed to.

The House took up for consideration from the Orders of the Day a bill entitled:

H. B. 187. An Act to amend and re-enact subsec. 6 of Sec. 3480b, Kentucky Statutes, relating to the nomination of candidates for Commissioners and for Mayor and for Police Judge of Third Class Cities.

Said bill is as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That Subsection 6 of Section 3480b, Kentucky Statutes, be and the same is hereby amended and re-enacted by adding to said section at the end thereof as heretofore enacted the following words:

Provdied, that when no more than two applicants for the nomination for mayor, and not more than two applicants for nomination for police judge, and not more than four applicants for nomination for commissioner shall petition the county clerk, as herein set out, to have their names placed upon the ballot, then no primary election shall be held, and said applicants so applying, after the expiration of ten days before the day for said primary election, shall be treated as nominated; and the said clerk shall cause the names of such persons to be printed upon the ballot for the regular election as provided in Section 7 of said act; so that said subsection when so amended shall read as follows:

6. Method of nomination. No person shall be elected without first having been nominated in the manner hereinafter prescribed. On the third Saturday before the day for the

regular election there shall be held a primary election. Said primary election shall be conducted by the same officers chosen and acting in the same manner, with the same rights and duties as in the later regular election.

Each applicant for nomination shall, at least ten days before the day for said primary election, file with the county clerk a petition signed by at least fifty voters and in the following form:

"We, the undersigned, qualified voters of the city of ..... (naming it), and residing each at the place indicated opposite his name signed hereto, do hereby request that the name of ..... (naming the applicant), be placed on the ballot as that of an applicant for nomination for the office of ..... (naming the office sought), at the primary election to be held in our city on the third Saturday before the next regular election. We know the applicant to be a qualified voter of the city and a man of good character, and he is, in our judgment, qualified for the duties of the office sought by him."

Names.	Numbers.	Streets.
.....	.....	.....
.....	.....	.....
.....	.....	.....
.....	.....	.....
.....	.....	.....

Such petition shall be verified by the affidavit of some person or persons as to the genuineness of the signatures and addresses of the signers.

No voter shall sign more than one such petition with reference to each office that is to be filled. In the event that a person shall sign more than one petition of applicants for nomination for mayor or police judge, or shall sign the petitions of more than two applicants for nomination for com-

missioners, then the name of said petitioner shall not be counted as a valid name on any of said petitions.

Immediately upon the expiration of the time for filing such petitions, the said county clerk shall cause to be published for three successive days in the official newspaper of the city, and in such other papers as he may designate, in proper form, the names of the persons as they will appear upon the primary ballots; and the said clerk shall thereupon cause the primary ballots to be printed, authenticated with a facsimile of his signature. Upon said ballots the names of said applicants for each nomination shall be placed in alphabetical order, with a square at the right of each name, and above the names of the applicants for nomination for mayor or police judge, as the case may be, shall be printed the words "Vote for one," and above the names of the applicants for commissioners shall be printed the words "Vote for two."

The ballots shall contain no party designation, nor emblem of any kind, nor any sign indicating any applicant's political belief, or party affiliation.

Having caused said ballots to be printed, the said county clerk shall cause to be delivered at each polling place a number of said ballots equal to twice the number of votes cast in such polling precinct at the last preceding general municipal election for mayor. The persons who are qualified to vote at the general municipal election shall be qualified to vote at such primary election, and the law applicable to challenges made at such primary election. The officers of election shall, immediately upon the closing of the polls, count the ballots and ascertain the number of votes cast in each precinct for each of the applicants, and make return thereof to the county clerk, upon proper blanks to be furnished by the said clerk, within six hours of the closing of the polls. On the day following the said primary election the county board of election commissioners shall canvass said returns so received from all the polling precincts, and shall publish in the official news-

paper of the city at least once the result thereof. Said canvass by the county board shall be publicly made.

At such primary election the two applicants receiving the highest number of votes for nomination for mayor or police judge, as the case may be, shall be thereby nominated; and the four applicants receiving the highest number of votes for nomination for commissioners shall be thereby nominated.

Provided, that when not more than two applicants for the nomination for mayor, and not more than two applicants for nomination for police judge, and not more than four applicants for nomination for commissioner shall petition the county clerk, as herein set out, to have their names placed upon the ballot, then no primary election shall be held, and said applicants so applying, after the expiration of ten days before the day for said primary election, shall be treated as nominated; and the said clerk shall cause the names of such persons to be printed upon the ballot for the regular election as provided in Section 7 of said act.

Ordered that said bill be read the third time.

The Constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz:

Those who voted in the affirmative were—

R. M. Amos	Chas. Chandler	W. D. Duncan
B. C. Beckmann	Lee Clark	George W. Ellis
J. E. Bickett	J. C. Day	Mrs. M. E. Flannery
J. F. Bosworth	G. Givens Dixon	Emery L. Frazier
Thos. Bowman	A. W. Dorsey	Dr. H. M. Fultz
Sam A. Cary	G. Lucien Drury	Bryant Green

J. Edgar Hadden	Ed. P. Murrah	Ira D. Smith
Oscar P. Harvey	B. A. Muster	R. F. Stewart
H. C. Hawkins	W. T. McGuire	Frank L. Strange
Thos. O. Holder	R. D. McMurtry	H. V. Thompson
N. T. Hopkins	E. E. Nelson	Geo. F. Thompson
David J. Howard	Chas. A. Nelson	H. Q. Thompson
Frank J. Humbert	D. A. O'Donovan	D. D. Thornberry
J. T. Jennings	C. C. Oney	John M. Tinsley
Lester Jeter	James Park	Garnett W. Tolin
Wright Kelly	Brodie Payne	N. I. Toombs
S. B. Lane	H. Walter Pierce	Chas. B. Truesdell
H. R. Lawrence	S. R. Powell	John L. Trumbo
Leon P. Lewis	Arch M. Quarles	Fred C. Vanhoose
Martin Light	R. I. Rice	W. T. Walker
C. C. May	Arthur Saunders	W. S. Wallen
Harry J. Meyers	David I. Scott	W. D. Watkins
R. C. Moore	Lee L. Simons	J. B. Wicker
S. H. Moore	George W. Smith	T. C. Willis

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There voted in the negative—

E. B. Cross

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Resolved that the title thereof be as aforesaid.

Mr. Payne moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

The House took up for consideration from the Orders of the Day a bill entitled:

H. B. 172. An Act making it unlawful to practice deceit in attempting to solicit money or other thing of value by falsely pretending to be blind, deaf, dumb, without arms or legs or otherwise physically deficient or suffering from any physical defect or deformity and providing penalty therefor.

Said bill is as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That it shall be unlawful for any person to engage in soliciting, procuring, attempting to solicit or to procure money or other things of value by falsely pretending and representing himself or herself to be blind, deaf, dumb, without arms or legs, or to be otherwise physically deficient or to be suffering from any physical defect or deformity.

§ 2. Any person violating the provisions of Section 1 of this act shall be guilty of a misdemeanor, and upon conviction thereof shall be fined in any sum of not less than ten dollars nor more than two hundred dollars, and confined in the county jail not exceeding ninety days, or both, in the discretion of the court or jury.

Ordered that said bill be read the third time.

The Constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz:

Those who voted in the affirmative were—

R. M. Amos	E. B. Cross	Emery L. Frazier
B. C. Beckmann	Bryce Cundiff	Dr. H. M. Fultz
J. E. Bickett	J. C. Day	Bryant Green
W. M. Boling	O. A. Denton	Ed. A. Gullion
Thos. Bowman	G. Givens Dixon	J. Edgar Hadden
Berl Boyd	A. W. Dorsey	Arch L. Hamilton
John E. Brown	G. Lucien Drury	Oscar P. Harvey
Sam A. Cary	George W. Ellis	H. C. Hawkins
Lee Clark	Mrs. M. E. Flannery	N. T. Hopkins

Frank J. Humbert	W. T. McGuire	George W. Smith
J. T. Jennings	R. D. McMurtry	Ira D. Smith
Lester Jeter	E. E. Nelson	R. F. Stewart
Wright Kelly	Chas. A. Nelson	Frank L. Strange
S. B. Lane	D. A. O'Donovan	H. V. Thompson
Oscar Leibson	C. C. Oney	Geo. F. Thompson
Leon P. Lewis	James Park	Jas. H. Thompson
Martin Light	Brodie Payne	D. D. Thornberry
C. C. May	H. Walter Pierce	Garnett W. Tolin
Harry J. Meyers	S. R. Powell	Chas. B. Truesdell
Harry B. Miller	Arch M. Quarles	John L. Trumbo
Claude D. Minor	R. I. Rice	Fred C. Vanhoose
R. C. Moore	J. L. Richardson	Oscar Vest
S. H. Moore	Arthur Saunders	W. D. Watkins
Ed. P. Murrah	Lee L. Simons	J. B. Wicker
C. D. McCaw	Reuben E. Skaggs	T. C. Willis

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Resolved that the title thereof be as aforesaid.

Mr. Meyers moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

The House took up for consideration from the Orders of the Day a bill entitled:

H. B. 256. An Act empowering cities of the third class to condemn land for cemetery purposes.

Said bill is as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. Whenever in the opinion of the Board of Commissioners or other governing authority of any city of the Third Class, land or other property, located either within or with-

out the boundaries of the city and within the county in which such city is located, shall be needed for cemetery purposes and such governing authority shall not be able to contract with the owner or owners of such property for the purchase thereof, it may by resolution reciting such need, order the condemnation of such property for the public purpose aforesaid.

§ 2. All condemnation proceedings under this Act shall be conducted in the manner provided by law for the condemnation of land for railroad purposes.

Mr. Scott offered the following Amendment:

"Amend by adding the words, "or part" after the word "cemetery" in line 5 of the printed bill.

Said amendment was agreed to.

Ordered that said bill be engrossed and read the third time.

The Constitutional provisions as to the third reading of said bill at length being dispensed with and the same being engrossed, it was read the third time by its title and passed.

Ordered that said bill be read the third time.

The Constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz:

Those who voted in the affirmative were—

R. M. Amos	W. M. Boling	Berl Boyd
B. C. Beckmann	J. F. Bosworth	John E. Brown
J. E. Bickett	Thos. Bowman	Chas. Chandler

Bryce Cundiff	H. R. Lawrence	Reuben E. Skaggs
J. C. Day	Leon P. Lewis	George W. Smith
G. Givens Dixon	Rufus Lisle	Ira D. Smith
A. W. Dorsey	C. C. May	R. F. Stewart
G. Lucien Drury	Harry J. Meyers	Frank L. Strange
George W. Ellis	Harry B. Miller	H. V. Thompson
Mrs. M. E. Flannery	Claude D. Minor	Geo. F. Thompson
Dr. H. M. Fultz	S. H. Moore	D. D. Thornberry
Bryant Green	B. A. Muster	John M. Tinsley
J. Edgar Hadden	W. T. McGuire	Garnett W. Tolin
Arch L. Hamilton	D. A. O'Donovan	N. I. Toombs
Oscar P. Harvey	C. C. Olney	Chas. B. Truesdell
H. C. Hawkins	James Park	John L. Trumbo
N. T. Hopkins	Brodie Payne	Fred C. Vanhoose
David J. Howard	H. Walter Pierce	Oscar Vest
Frank J. Humbert	S. R. Powell	W. T. Walker
R. O. Huntsman	R. I. Rice	W. D. Watkins
Lester Jeter	J. L. Richardson	W. G. Wheeler
Wright Kelly	Arthur Saunders	J. B. Wicker
S. B. Lane	Lee L. Simons	T. C. Willis

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Resolved that the title thereof be as aforesaid.

Mr. Quarles moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

The House took up for consideration from the Orders of the Day a bill entitled:

H. B. 134. An Act making it unlawful for any person, firm or corporation, employing others, in this Commonwealth, to adopt, or establish, or use any daylight savings or other standard of time with reference to such employment other than the Standard Central Time of the United States and providing penalty therefor.

Said bill is as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That on and after the passage and approval of this act, it shall be unlawful in this Commonwealth for any person, firm or corporation employing others, to adopt or establish or use in connection with such employment of others, any daylight saving or other standard of time, other than the Standard Central Time of the United States.

§ 2. Any person, firm or corporation violating Section 1 of this act shall be guilty of a misdemeanor, and shall upon conviction thereof, be fined in any sum of not less than fifty nor more than five hundred dollars for each offense.

§ 3. That Section 1 of this act shall not apply or be effective during any period of time wherein the Governor of this Commonwealth shall by proclamation designate for such period any other standard of time to be observed, other than the Standard Central Time of the United States.

Ordered that said bill be read the third time.

The Constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz:

Those who voted in the affirmative were—

R. M. Amos	Chas. Chandler	W. D. Duncan
J. F. Bosworth	Lee Clark	George W. Ellis
Thos. Bowman	E. B. Cross	Mrs. M. E. Flannery
John E. Brown	Bryce Cundiff	Emery L. Frazier
W. R. Button	A. W. Dorsey	Bryant Green
Sam A. Cary	G. Lucien Drury	Ed. A. Gullion

J. Edgar Hadden	Ed. P. Murrah	Ira D. Smith
Arch L. Hamilton	B. A. Muster	Frank L. Strange
Oscar P. Harvey	W. T. McGuire	H. V. Thompson
Thos. O. Holder	R. D. McMurtry	Geo. F. Thompson
David J. Howard	E. E. Nelson	D. D. Thornberry
R. O. Huntsman	Chas. A. Nelson	John M. Tinsley
Lester Jeter	C. C. Oney	Garnett W. Tolin
Ira Jones	James Park	N. I. Toombs
S. B. Lane	Brodie Payne	Chas. B. Truesdell
H. R. Lawrence	H. Walter Pierce	Fred C. Vanhoose
Martin Light	S. R. Powell	Oscar Vest
Rufus Lisle	Arch M. Quarles	Geo. C. Waggoner
C. C. May	R. I. Rice	W. T. Walker
Harry J. Meyers	Arthur Saunders	W. S. Wallen
Claude D. Minor	Lee L. Simons	W. D. Watkins
S. H. Moore	Reuben E. Skaggs	W. G. Wheeler
	George W. Smith	J. B. Wicker —68

Those who voted in the negative were—

Samuel W. Adams	G. Givens Dixon	Leon P. Lewis
B. C. Beckmann	Dr. H. M. Fultz	R. C. Moore
J. E. Bickett	H. C. Hawkins	David I. Scott
W. M. Boling	N. T. Hopkins	R. F. Stewart
Berl Boyd	J. T. Jennings	H. Q. Thompson
J. C. Day	Oscar Leibson	—17

Resolved that the title thereof be as aforesaid.

Mr. Meyers moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

The House took up for consideration from the Orders of the Day a bill entitled:

H. B. 243. An Act amending and re-enacting Sec. 25 of an Act entitled: "An Act creating Boards of Education

for cities of the second class, providing for the election thereof, defining their powers and duties, and repealing all laws in conflict herewith, approved March 19, 1912, and is now Sec. 3235a-25, Carroll's Kentucky Statutes.

Said bill is as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That Section 25 of Chapter 137 of the Acts of 1912, entitled, "An Act creating Boards of Education for Cities of the Second Class, providing for the election thereof, defining their powers and duties, and repealing all laws in conflict therewith," approved March 19, 1912, and is now Section 3235a-25, Carroll's 1915 Kentucky Statutes, be, and the same is hereby amended and re-enacted, so that when amended and re-enacted, said Section will read as follows:

Section 25. The Board of Education shall have the power to borrow money on the credit of the Board in anticipation of the revenue from school taxes for the fiscal half year in which the same is borrowed and pledge said school taxes for the payment of the principal and interest of said loan; Provided, that the interest paid shall in no case exceed six per cent per annum and the principal shall in no case exceed the anticipated revenue for the fiscal half year in which the same is borrowed.

§ 2. Section 25 of said act is hereby repealed.

§ 3. All laws or parts of laws in conflict with this act are, to the extent of such conflict, hereby repealed.

Ordered that said bill be read the third time.

The Constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz:

Those who voted in the affirmative were—

Samuel W. Adams
R. M. Amos
B. C. Beckmann
J. E. Bickett
W. M. Boling
J. F. Bosworth
Thos. Bowman
Berl Boyd
Sam A. Cary
Chas. Chandler
Lee Clark
Bryce Cundiff
J. C. Day
G. Givens Dixon
A. W. Dorsey
W. D. Duncan
George W. Ellis
Dr. H. M. Fultz
Bryant Green
Ed. A. Gullion
J. Edgar Hadden
Arch L. Hamilton
Oscar P. Harvey
H. C. Hawkins
Thos. O. Holder
N. T. Hopkins
David J. Howard
Frank J. Humbert
Lester Jeter
Ira Jones
Wright Kelly
S. B. Lane
H. R. Lawrence
Oscar Leibson
Leon P. Lewis
Martin Light
Rufus Lisle
C. C. May
Harry J. Meyers
Harry B. Miller
Claude D. Minor
R. C. Moore
S. H. Moore
Ed. P. Murrah
B. A. Muster
W. T. McGuire
R. D. McMurtry
E. E. Nelson
Chas. A. Nelson
D. A. O'Donovan
C. C. Oney
James Park
Brodie Payne
H. Walter Pierce
S. R. Powell
R. I. Rice
J. L. Richardson
Arthur Saunders
David I. Scott
Reuben E. Skaggs
George W. Smith
R. F. Stewart
H. V. Thompson
Geo. F. Thompson
H. Q. Thompson
D. D. Thornberry
John M. Tinsley
Garnett W. Tolin
N. I. Toombs
Chas. B. Truesdell
Oscar Vest
W. T. Walker
W. S. Wallen
W. D. Watkins
W. G. Wheeler
J. B. Wicker

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Resolved that the title thereof be as aforesaid.

Mr. Miller moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

The hour of twelve-thirty having arrived, the House recessed in accordance with the motion of Mr. C. A. Nelson.

The hour of one-thirty o'clock having arrived the Speaker resumed the Chair and called the House to order.

Mr. Richardson moved that the rules be suspended and that a bill entitled:

H. B. 147. An Act authorizing Courts of Justice to grant declaratory judgments.

Be made a Special Order of the Day for next Wednesday, February 15, at eleven o'clock A. M.

Said motion was agreed to.

The House took up for consideration from the Orders of the Day a bill entitled:

S. B. 31. An Act authorizing the Fiscal Court in each County having therein a city of the second class, to adopt, provide for and maintain a system of general indexing of the records of all the real estate in said Counties.

Mr. Adams moved that said bill be recommitted.

Said motion was agreed to.

The House took up for consideration from the Orders of the Day a bill entitled:

H. B. 105. An Act relating to, fixing the time when, the question of annexation by any city of the second class of a city of the second, third or fourth class as provided in Sec. 3050a, Kentucky Statutes, Carroll's Edition, 1915, may again be taken up and submitted to an election after it has been once rejected.

Mr. Truesdell moved that said bill be recommitted.

Said motion was agreed to.

The House took up for consideration from the Orders of the Day a bill entitled:

H. B. 111. An Act to amend Sec. 1 and 2 of an Act approved March 28, 1918, amending Chapter 22b, Sec. 415b, Subsec. 6 and 15, relating to Confederate Pensions.

Said bill is as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That section 1 of an act approved March 28, 1918, entitled, "An Act to amend Chapter 22b, Section 415b, Subsections 6 and 15 of Carroll's Statutes, 1915 Edition, entitled, "An Act to repeal and re-enact an act entitled, 'An Act to repeal and re-enact an act entitled: An Act granting pensions to indigent and disabled Confederate Soldiers, which became a law March 18, 1914,' " be amended by striking out of section 1 words and figures, "twelve ($12.00) dollars" where same appear, and insert in lieu thereof the words and figures, "fifteen ($15.00) dollars," and that said Section 1 be further amended by adding after the words, "further military service," in the last line of said section the following words, "Any soldier who was compelled, at any time during the last six months of the war, to take the oath of allegiance to the United States Government, by sickness or starvation, while in prison or by duress while out of prison, to save his life as he verily believed, at the time he took such oath, such soldier shall not be adjudged a deserter, but he shall have the same rights to a pension as if he had been honorably discharged or as if he had taken such oath of allegiance at the close of the war."

That section 2 of said act be amended by striking out of said section 2 words and figures, "twelve ($12.00) dollars per month from the first day of August, 1918," where same appear and insert in lieu thereof the words and figures, "fifteen ($15.00) dollars per month from the first day of August 1922," so that said sections when so amended and re-enacted will read as follows:

§ 1. "That any indigent or disabled person who has been an actual bona fide resident of this state continuously since January 1, 1907, and who did actual military service in the Confederate army from the day of his enlistment until the close of the war or until he was honorably discharged as an officer or private soldier or sailor in the military or naval service of the Confederate States of America in the war of 1861-5, or the widow of such officer or private soldier or sailor to whom she was married (prior to January 1, 1890), and who was living with him as his lawful wife at the time of his death shall be paid out of the State Treasury the sum of fifteen ($15.00) dollars per month upon proof of the fact according to forms and regulations prescribed by this act and conditions prescribed therein; provided that any officer or private soldier or sailor who was prevented from so serving until the close of the war, or until he was honorably discharged by reason of wounds or disease contracted in line of duty, which rendered him unable to perform further military service, shall be entitled to the benefits of this act as though he had served until the close of the war or until honorably discharged; and provided, further, that any officer or private soldier or sailor who deserted or was dishonorably discharged, shall not be entitled to the benefits of this act unless he be re-enlisted or return to the service in the Confederate Army and serve until the close of the war or until he was honorably discharged or was prevented from so serving by wounds received or disease contracted in line of duty which rendered him unable to perform further military service. Any soldier who was compelled, at any time during the last one year (six months) of the war, to

take the oath of allegiance to the United States Government, by sickness or starvation, while in prison, or by duress while out of prison, to save his life as he verily believed, at the time he took such oath, such soldier shall not be adjudged a deserter, but he shall have the same rights to a pension as if he had been honorably discharged or as if he had taken such oath of allegiance at the close of the war.

Section 2. When a pension shall have been allowed, the commissioner shall issue to the applicant a pension certificate showing that he, or she, is entitled to a pension at the rate of fifteen ($15.00) dollars per month (from the first day of August, 1922). Payments shall be made on said certificate quarterly each year; on the 15th day of February, May, August and November, upon the proper execution of a voucher of the pensioner before an officer authorized to administer oaths and having a seal. Voucher shall be furnished to the pensioner by the commissioner and returned to him after being properly executed. The commissioner shall then prepare the pension roll for the quarterly payment, with the post office address and the amount due each pensioner, and file same together with the Auditor. The Auditor shall then issue his warrants upon the treasurer for the respective sums and the Treasurer shall forward a treasury check to the address of each pensioner. In the event there are not sufficient funds in the hands of the Treasurer to justify the issuing of the pension check thus provided for the Auditor's warrants shall be stamped interest bearing by the Treasurer at the rate of 5% and mailed to the pensioner.

This act shall take effect and be in full force from and after August 1st, 1922.

Mr. Payne offered the following Amendment, viz:

"Amend by striking out line 59 of the printed bill the words "from the first day of August, 1922."

"Amend by adding to the last words of said printed bill, "This Act shall take effect and be in force from and after August 1, 1922."

Said Amendment was agreed to.

Mr. Frazier offered the following Amendment.

"In line 32, Sec. 1, strike out the words, "prior to January, 1890," and insert the word, "prior to the passage of the original Pension Act."

Said Amendment was agreed to.

Mr. Bowman offered the following Amendment:

"In line 49 of Chapter 1 strike out the words, "six months" and insert in lieu thereof the words "one year."

Ordered that said bill be engrossed and read the third time.

The Constitutional provisions as to the third reading of said bill at length being dispensed with, and the same being engrossed, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz:

Those who voted in the affirmative were—

Samuel W. Adams	Lee Clark	George W. Ellis
R. M. Amos	Bryce Cundiff	Mrs. M. E. Flannery
W. M. Boling	G. Givens Dixon	Emery L. Frazier
J. F. Bosworth	A. W. Dorsey	W. L. Gossett
Thos. Bowman	H. C. Duffy	Bryant Green
Chas. Chandler	W. D. Duncan	Ed. A. Gullion

J. Edgar Hadden	Claude D. Minor	Ira D. Smith
Arch L. Hamilton	R. C. Moore	R. F. Stewart
H. C. Hawkins	S. H. Moore	Frank L. Strange
N. T. Hopkins	B. A. Muster	Geo. F. Thompson
David J. Howard	C. D. McCaw	H. Q. Thompson
Frank J. Humbert	W. T. McGuire	D. D. Thornberry
R. O. Huntsman	C. C. Oney	Garnett W. Tolin
J. T. Jennings	Brodie Payne	N. I. Toombs
Lester Jeter	H. Walter Pierce	Chas. B. Truesdell
S. B. Lane	Arch M. Quarles	Oscar Vest
H. R. Lawrence	R. I. Rice	Geo. C. Waggoner
Martin Light	J. L. Richardson	W. T. Walker
Rufus Lisle	Arthur Saunders	W. S. Wallen
C. C. May	David I. Scott	W. D. Watkins
Harry J. Meyers	Lee L. Simons	J. B. Wicker
Harry B. Miller	George W. Smith	—65

Those who voted in the negative were—

J. E. Bickett	Dr. H. M. Fultz	Chas. A. Nelson
Berl Boyd	Thos. O. Holder	Reuben E. Skaggs
John E. Brown	Oscar Leibson	John M. Tinsley
E. B. Cross	Ed. P. Murrah	
J. C. Day	R. D. McMurtry	—13

Resolved that the title thereof be as aforesaid.

Mr. Payne moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

The House took up for consideration from the Orders of the Day a bill of the following title:

H. B. 237. An Act to amend Sections 7-10, 11-12 and 14 of Chapter 36 of Acts of General Assembly of Kentucky, passed at the regular Session, 1920, and recorded in the 1920 Acts on page 148.

Said bill is as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That Section Seven (7) of said Act be amended as follows: That in line two and three the words, "County Superintendent" be and the same be stricken out, and the following be inserted in lieu therefor, "Subdistrict Trustee," so said section when amended will read as follows:

"The County Board of Education shall appoint on the written recommendation of subdistrict trustee, from a list of names submitted by him all principals, assistant principals and teachers and fix their salaries, subject to the provisions of law.

For incompetency, neglect of duty or immoral conduct, the county board of education may suspend or remove from office the county superintendent, or any of his professional assistance, any principals, assistant principal, or teacher, or subdistrict trustee.

The county board of education subject to the bylaws, rules and regulations of the State Board of Education, shall, or the written recommendation of the county superintendent, grade and standardize the schools under their jurisdiction.

In the matter of holding the title to the real estate and other school property, the acquiring, the control, the management and disposition thereof, the county boards of education created by this act shall be the successors in the office of the county board of education created by the Acts of 1908.

And the Section Ten (10) be amended as follows: that in line one (1) the following be and the same is stricken from said act, "County Board of Education," and that in lieu be added thereto, "Legally qualified votes" and that in line two of section Ten (10) there be stricken the following words, "Appoint in 1921," and in lieu therefor insert the words and

figures, "Elect in 1922 for a term of four years," at the regular November election and that in line three (3) the words "not more than," be and the same is stricken. And that in line five of Section Ten (10) the word "appointment" be stricken, and that in lieu therefor the word "election" be inserted therein, and that in line six the word "appointed" be stricken and the word "elected" be inserted in lieu therefor, and that in line Fourteen (14) the word "elected" be and the same is stricken, and in lieu therefor the word "appointed" be inserted, and also in line fourteen where it now appears the word "appointed" be stricken, and the word "elected" be inserted in lieu therefor, and that in line sixteen (16) the word "reappointment" be and the same is stricken, and in lieu therefor the word "re-election" be inserted, and in lines twenty-two (22) and twenty-three (23) the word "appointed" be stricken, and in lieu therefor the word "elected" be inserted, and that in lines twenty-eight (28) and twenty-nine (29) the word "appointed" be stricken and the word "elected" be in lieu therefor, so that said section when amended will read as follows:

The legal qualified voters of each county shall elect in 1922, for a term of four years at the regular November election, a county superintendent of schools for a term of four years, from the first day of January next succeeding his election, he shall hold office until his successor has been elected and qualified. No person shall be eligible to the office of county superintendent of schools who does not hold a proper certificate in scholarship, administration and supervision as provided by law. Provided that the county superintendents of schools holding office at the time this act shall take effect shall continue to serve to the end of the term for which they were originally appointed, and until their successors are elected and qualified, unless removed as provided by this act, and he shall be eligible for re-election.

The county superintendent of schools shall devote his entire time to the public school business, and shall receive

such compensation as the county board of education shall direct to be paid from county school funds in monthly installments, provided that no county superintendent of schools elected to office under the provisions of this section shall be paid a salary of less than twelve hundred dollars per year.

In case of vacancy due to any cause, the county board of education shall fill the vacancy and the appointment shall be for the unexpired term, and until his successor shall have been elected and qualified.

The county superintendent of schools as executive officer of the county board of education, shall see that the laws relating to the schools, the bylaws, rules and regulations of the State Board of Education, and regulations and policies of the county board of education are carried into effect.

The county superintendent of schools shall recommend for condemnation, school buildings which are unsanitary and unfit for use. He shall recommend the repairs, the purchase of grounds, school sites and grounds, the sale of the same, and shall cause to be prepared all plans and specifications for remodeling old buildings, provided that the plans and specifications for any and all buildings to be erected in said county shall be submitted to the State Superintendent of Public Instruction, or his agent for approval.

The county superintendent shall approve in writing all contracts of any kind entered into by the county board of education without the written approval of the county superintendent of schools shall be valid.

The county superintendent of schools shall be the representative of the State Superintendent of Public Instruction in all examinations for teachers' certificates, conducted within the county and shall perform such duties connected therewith as may be required by law.

And that Section Ten (10) be amended as follows: By striking in line one the words as follows: "County superintendent of schools," and that words be inserted in lieu therefor, as follows: "Subdistrict trustees of the various schools

of the county'' and that beginning with the word ''transfer'' in line six striking the remainder of said line and lines seven, eight, nine, ten, eleven and twelve so said section when amended will read as follows:

The subdistrict trustees of the various schools of the county shall nominate for appointment by the county board of education all principals, all assistant principals and teachers and shall assign them to the positions of principals, assistant principals and teachers of the various schools of the county.

The county superintendent of schools, acting under the rules and regulations of the county board of education, shall shall be responsible for the administration of the office of the county superintendent of schools. He shall nominate for appointment by the county board of education all professional and clerical assistants of the office, but the qualifications of all such appointees, the tenure and compensation, except as may be provided by law, shall be determined by the county board of education. That Section twelve be amended by striking out of said section beginning with the word ''there'' at the beginning of said section and striking out all of lines one, two, three, four and five and out of the sixth line to and including the word ''direct,'' and insert in lieu therefor the following words, ''It shall be the duty of the county superintendent of schools to compel the regular attendance of all pupil children at school, as provided by law, so said section shall read, when amended:

It shall be the duty of the county superintendent of schools to compel the regular attendance of all pupil children at school as provided by law, provided, however, that in high school districts the respective school boards of said district may employ out of their own funds, a special truant officer, who may be any peace officer in said district. The county superintendent of schools shall take the initiative in the preparation and presentation of the annual school budget, and

shall seek to secure adequate funds for the support and development of the public schools of the county.

The county superintendent of schools, acting as the executive officer of the county board of education, shall conduct the correspondence, receive all reports from the subdistrict trustees, principals, assistant teachers and teachers, and shall see that all reports are properly made and submitted. He shall prepare, cause to be prepared and submitted to the county board of education for adoption all reports required of that body by the State Board of Education, or the State Superintendent of Public Instruction.

That Section Fourteen (14) be amended by striking all of said section except the number thereof, and repeal the same and insert in lieu therefor the following:

Section Fourteen (14). There shall be one school trustee elected in each common school district, which does not maintain a graded school and high school, in each county of this state, by the qualified votes of the respective districts for a term of two years, but in consolidated schools there shall be elected two trustees for a term of two years, except that one of the first two elected shall serve for only one year, and the notice of the first election shall state that one trustee shall be elected for one year and the other for two years, and the candidates nominated for the first election to be held shall be designated as the candidates for one year and for two years, respectively, and thereafter all trustees elected shall hold their office for two years and until their successor is elected and qualified, and all trustees provided for in this section shall hold their office until their successors are elected and qualified. In case of a vacancy in the office of any district trustee provided for in this section, said vacancy shall be filled by election unless the unexpired term shall be less than one year, in which event the county superintendent shall fill said vacancy by appointment, when said vacancy shall be filled by election one trustee shall act until the next election; and in case there is no trustee to act until the next regular election,

then in such event, the county superintendent shall call a special election at once to be held within ten days after such call and posting notice of same at not less than three public places in the district, said notices to be posted by directions of the county superintendent.

The elections for the election of district trustee provided for in this section shall be held biennially, on the first Saturday in October, 1922, and every two years thereafter, between the hours of one o'clock p. m. and six o'clock p. m., except special election for filling vacancies.

And except in consolidated school districts which shall hold said elections annually. Notice of the first election provided for in this section shall be posted by direction of the county superintendent at three or more public places in the district, and thereafter notice of all regular elections held on the first Saturday in October shall be posted by the school district trustee, and in consolidated school districts said notices shall be posted by the chairman of the board of trustees, and the chairman shall be the one whose term of office will expire first. All the notices for election of district trustees provided for in this section, shall be posted at three or more public places in the districts for not less than ten days before the day on which said election is to be held.

No person shall be eligible to the office of school district trustee provided for in this section unless he or she be twenty-four years of age, able to read and write and speak the English language, and able to read the Kentucky School Law and a citizen and resident of the district for one year at the time of said election, and shall be sober, discreet, and of good moral character. The school district trustees provided for in this section shall employ the teachers, in their respective districts, subject to approval by the county board of Education by a contract in writing with such teachers, which contract shall not be entered into before the first day of July of the year in which the school is to begin, and in case of consolidated schools the contract must be signed by both trustees,

unless they fail to agree, and in case of a failure of said trustees to agree on the employment of a teacher or teachers, the county superintendent shall act as umpire, and where any consolidated school district lies partly in two or more counties, and such disagreement shall be decided by the county superintendent of the court in which the school building is located. It shall be the duty of said trustees to make monthly visits to the school, and by and with the county superintendent and the county board of education see that the school is furnished with fuel, and all other necessary supplies; it shall be the duty of said trustees to report to the county superintendent any necessary repairs or improvements that the school buildings or grounds may need. It shall be their duty to take the census of the pupil children of their respective districts, as now provided by law under the supervision of the county superintendent, and in case of consolidated schools, said census shall be taken by the chairman of the board of trustees, and he shall sign the teachers' monthly and annual reports before they are presented to the county superintendent.

Mr. Boling offered the following Amendment:

"Amend H. B. 237 as follows: on page 2, line 28, of the printed bill strike out the figures '1922' and insert in lieu thereof the figures '1925'; and on page 3, line 45, of the printed bill strike out the figures '1922' and insert in lieu thereof the figures '1925'; and on page 7, line 134, strike out the word 'Court' and insert in lieu thereof the word 'County.' "

Said Amendment was agreed to.

Mr. Boyd offered the following Amendment:

"Amend by inserting in line 7 after the words, 'subdistrict trustee' the words, 'and County Superintendent,' and by inserting in line 87 the words, 'Section 11' in lieu of the

words 'Section 10' and by inserting in line 94 after the word 'County' the words, 'and the County Superintendent' and by inserting in line 175 following the word 'Section' the words, 'and the County Superintendent.' ''

Said Amendment was agreed to.

Ordered that said bill be engrossed and read the third time.

The Constitutional provisions as to the third reading of said bill at length being dispensed with and the same being engrossed, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz:

Those who voted in the affirmative were—

Samuel W. Adams	Bryant Green	W. T. McGuire
R. M. Amos	Ed. A. Gullion	E. E. Nelson
B. C. Beckmann	J. Edgar Hadden	Chas. A. Nelson
J. E. Bickett	Oscar P. Harvey	D. A. O'Donovan
W. M. Boling	H. C. Hawkins	C. C. Oney
Thos. Bowman	Thos. O. Holder	Brodie Payne
Berl Boyd	N. T. Hopkins	H. Walter Pierce
John E. Brown	David J. Howard	S. R. Powell
W. R. Button	Frank J. Humbert	Arthur Saunders
Sam A. Cary	R. O. Huntsman	Lee L. Simons
Chas. Chandler	J. T. Jennings	Reuben E. Skaggs
Lee Clark	Ira Jones	George W. Smith
Bryce Cundiff	Wright Kelly	Ira D. Smith
J. C. Day	H. R. Lawrence	R. F. Stewart
G. Givens Dixon	Leon P. Lewis	Frank L. Strange
G. Lucien Drury	Martin Light	H. V. Thompson
W. D. Duncan	Rufus Lisle	Geo. F. Thompson
George W. Ellis	C. C. May	D. D. Thornberry
Emery L. Frazier	R. C. Moore	John M. Tinsley
Dr. H. M. Fultz	S. H. Moore	Garnett W. Tolin
W. L. Gossett	Ed. P. Murrah	N. I. Toombs

Chas. B. Truesdell	W. D. Watkins	T. C. Willis	
Oscar Vest	W. G. Wheeler		
W. S. Wallen	J. B. Wicker		—70

Those who voted in the negative were—

E. B. Cross	Harry B. Miller	Geo. C. Waggoner	
A. W. Dorsey	C. D. McCaw	W. T. Walker	
H. C. Duffy	R. D. McMurtry		
Arch L. Hamilton	James Park		—10

Resolved that the title thereof be as aforesaid.

Mr. Boling moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

Mr. Strange moved that House do now adjourn.

Said motion was agreed to.

And then the House adjourned.

FRIDAY, FEBRUARY 10, 1922.

The House was opened with prayer by the Rev. J. C. Pelgrim of the Presbyterian Church, Northern Assembly of Frankfort.

The roll was called and the following Members answered to their names, viz:

Samuel W. Adams	J. F. Bosworth	Lee Clark
R. M. Amos	Thos. Bowman	E. B. Cross
B. C. Beckmann	Berl Boyd	Bryce Cundiff
J. E. Bickett	John E. Brown	J. C. Day
W. M. Boling	Sam A. Cary	G. Givens Dixon

A. W. Dorsey
G. Lucien Drury
H. C. Duffy
W. D. Duncan
George W. Ellis
Mrs. M. E. Flannery
Emery L. Frazier
Dr. H. M. Fultz
W. L. Gossett
Bryant Green
Ed. A. Gullion
J. Edgar Hadden
Arch L. Hamilton
Oscar P. Harvey
H. C. Hawkins
Thos. O. Holder
N. T. Hopkins
David J. Howard
Frank J. Humbert
R. O. Huntsman
J. T. Jennings
Lester Jeter
Ira Jones
Wright Kelly
S. B. Lane
H. R. Lawrence
Oscar Leibson
Leon P. Lewis
Martin Light
Rufus Lisle
C. C. May
Harry J. Meyers
Harry B. Miller
Claude D. Minor
R. C. Moore
S. H. Moore
Ed. P. Murrah
B. A. Muster
C. D. McCaw
W. T. McGuire
R. D. McMurtry
E. E. Nelson
Chas. A. Nelson
D. A. O'Donovan
C. C. Oney
James Park
Brodie Payne
H. Walter Pierce
S. R. Powell
Arch M. Quarles
R. I. Rice
J. L. Richardson
Arthur Saunders
David I. Scott
Lee L. Simons
Reuben E. Skaggs
George W. Smith
Ira D. Smith
R. F. Stewart
Frank L. Strange
H. V. Thompson
Geo. F. Thompson
H. Q. Thompson
S. G. Thornberry
D. D. Thornberry
John M. Tinsley
Garnett W. Tolin
N. I. Toombs
Chas. B. Truesdell
Fred C. Vanhoose
Oscar Vest
Geo. C. Waggoner
W. T. Walker
W. D. Watkins
W. G. Wheeler
J. B. Wicker
T. C. Willis

The reading of the Journal of yesterday's proceedings was dispensed with.

Ordered that a leave of absence be granted Messrs. Button and Wallen.

Mr. Hopkins presented the Petition of sundry citizens of Pike County protesting against the establishment of a new Circuit Court in Pike County.

Which was received, its reading dispensed with and referred to Committee on Circuit Courts.

Mr. Humbert offered the following Resolution, viz:

Whereas, it is fitting that Kentucky, which gave to the nation Abraham Lincoln, should celebrate his birthday as a legal holiday; and

Whereas, the General Assembly at its 1916 session enacted a law declaring Lincoln's birthday, the 12th day of February, to be a legal holiday; and

Whereas, said 12th day of February this year falls on Sunday; and

Whereas, it is the wish of this House that by some appropriate action it shall show its respect to the Great Emancipator;

Now therefore, be it resolved, that out of respect to the memory of Abraham Lincoln no session of this House be held on Monday the 13th day of February, 1922, but that same be observed as "Lincoln Day," and that when this House adjourns on today, it adjourn to meet on Tuesday at 10 o'clock.

Said Resolution was agreed to.

Mr. Meyers moved that the vote by which said Resolution was agreed to be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

Mr. Minor offered the following Resolution, viz:

H. Res. 15. Resolution memoralizing Congress to grant certain relief to farmers, planters, manufacturers, merchants and others.

Said Resolution was ordered printed and referred to Committee on Rules.

The Enrolling Clerk of the House delivered the original and enrolled bill duly signed by the President of the Senate into the possession of the Chief Clerk of this House, whose title is as follows, viz:

H. B. 17. An Act for the benefit of the American Printing House for the Blind and making an appropriation for it.

Ordered that the Chief Clerk of this House deliver said enrolled bill to the Governor.

After a time the Clerk reported that he had discharged that duty.

Mr. Ira D. Smith moved that the Rules be suspended and that a bill entitled:

H. B. 193. An Act providing for a system of registration of every voter in the Commonwealth of Kentucky, etc.

Be made a Special Order of the Day for next Wednesday, February 15, at two o'clock P. M.

Said motion was agreed to.

Mr. O'Donovan moved that the Rules be suspended and that a bill entitled:

H. B. 22. An Act relating to reward of enlisted Soldiers, Sailors, Marines and Army Nurses and providing the payment thereof.

Be made a Special Order of the Day for next Thursday, February 16, at eleven o'clock, A. M.

Said motion was agreed to.

Mr. Meyers moved that the House extend a rising vote of felicitation to Mr. Bennett on his recovery from a long illness and his presence in the House.

Said motion was agreed to.

The Committees to which the same had been referred, reported bills of the following titles, viz:

By Mr. Meyers of the Committee on Cities of the Second Class.

H. B. 288. An Act to license and regulate the business of making loans in sums of Three Hundred Dollars ($300) or less, to individuals pressed by lack of funds to meet immediate necessities, at a greater rate of interest than six per cent per annum; prescribing the rate of interest and charge therefor, and penalties for the violation thereof, and regulating the assignment of wages of salaries earned or to be earned, when given as security for any such loan; and repealing Sec. 4758a, Carroll's Kentucky Statute, 1915, and repealing so much of Sec. 4224m, Carroll's Kentucky Statutes, 1915, as in inconsistent with this Act, and repealing all Acts and parts of Acts inconsistent with the provisions of this Act.

By Mr. Hadden of the Committee on Cities of the Fifth and Sixth Classes.

H. B. 90. An Act to amend Subsec. 3 of Sec. 3704 of the Kentucky Statutes relating to the powers of the Board of Trustees of towns of the sixth class.

By same.

H. B. 242. An Act providing for the adoption of a Commission form of government for cities of the fifth and sixth classes, and providing a method by which the judicial func-

tion of such cities may be vested in the Quarterly Court and the police functions in the peace officers of the county.

By Mr. Boling of the Committee on Education No. 1.

S. B. 3. An Act to repeal Chapter 38 of the Acts of the General Assembly of 1920, relating to the election and qualification of members of boards of trustees in graded common school districts; also Chapter 46 of the Acts of the General Assembly of 1920, relating to the establishment of independent, consolidated, graded and high school; also Chapter 23 of the Acts of the General Assembly of 1920, relating to the condemnation of land by boards of trustees of graded common school districts; also Sec. 4464, Sec. 4500, and all intervening sections, of the Kentucky Statutes, Carroll's Edition, 1918, relating to the management and control of graded common school districts; and in order to provide for a better system of graded schools and to provide for a more effective management and control of graded common schools in this Commonwealth, be there enacted in lieu of the above, the following sections, relating to the management and conduct of graded common school districts.

By Mr. Miller of the Committee on Kentucky Statutes.

S. B. 41. An Act to amend Sec. 3668 of Kentucky Statutes, Carroll's Edition of 1915, relating to condemnation of land for municipal purposes in cities of the sixth class, in order that said section may provide also for condemnation of land for cemetery purposes in cities of the sixth class; also, subsec. 9 of Sec. 3704 of Kentucky Statutes, Carroll's Edition of 1915, relating to cemeteries owned by cities of the sixth class, and to provide for making plats of same and the manner in which lots shall be conveyed for purpose of interment.

By same.

H. B. 11. An Act relating to the inspection of illuminating oil.

With an Amendment thereto by way of a Substitute therefor.

By same.

H. B. 279. An Act to provide for the fixing of fees of appraisers of estates for inheritance taxes, amending Sec. 4281k of Chapter 108, Art. XIX, of the Kentucky Statutes, Carroll's revised Edition, 1915, relating to the appointment of inheritance tax appraisers notice to persons interested, how value of contingent estate estimated.

By same.

H. B. 138. An Act relating to the fees and compensation of officers in counties having a population less than seventy-five thousand, requiring a record of same to be kept and a report made to the Auditor, fixing the amount to be retained by such officers and providing penalties for violation of this Act.

By same.

H. B. 353. An Act relating to divorce.

By Mr. Dixon of the Committee on Immigration and Labor.

H. B. 315. An Act to amend and re-enact subsec. three and subsec. fifteen of Sec. three hundred and thirty-one A, Kentucky Statutes, Carroll's one thousand nine hundred and fifteen Edition, same being subsections three and fifteen, respectively, of an Act entitled: "An Act to regulate the Labor and Employment of children and minors, and to make the

provisions thereof effective," approved by the Governor, March twenty-first, one thousand nine hundred and fourteen, by providing that the employment certificates required by subsec. three be issued in duplicate, and that the duplicates be forwarded to the State Labor Inspector, and by requiring boys between the ages of fourteen and sixteen years engaged in the sale or distribution of newspapers to have badges, as provided for in subsec. fifteen regulating their employment.

By Mr. Beckmann of the Committee on Municipalities.

H. B. 350. An Act to amend and re-enact Sec. 1763 of the Kentucky Statutes, Carroll's Edition, 1915, so as to increase the compensation of the deputy circuit clerk, deputy county clerks and deputy sheriffs in counties having a population of one hundred and fifty thousand or over.

By same.

H. B. 229. An Act relating to and amending the charters of cities of the first class and referring in this title to sections of the Kentucky Statutes, Carroll's Edition, 1915, and Vol. III, 1918 Supplement thereof, and Acts of the General Assembly amendatory to said Statutes, and providing that the short title to this Act shall be "City Government Committee Bill—Cities of the First Class."

By same.

H. B. 323. An Act amending and re-enacting Sec. 3014, Kentucky Statutes, being Sec. 228 of the Act approved July 1, 1893, entitled "An Act for the government of cities of the first class," and vesting in the General Council, in such cities, authority to provide, by ordinance, for the suspension, revocation, and non-reissuance of any licenses issued under ordinance authority of such cities.

By same.

H. B. 304. An Act to enable any city of the first class having a municipal university, to make proper provisions for such university.

By same.

H. B. 324. An Act amending and re-enacting Sec. 2982, Kentucky Statutes, Carroll's Edition, 1915, (being Sec. 197 of the Act approved July 1, 1893, entitled, "An Act for the government of cities of the first class," as amended by Sec. 2 of the Act approved March 16, 1898, entitled, "An Act to amend an Act entitled 'An Act for the government of cities of the first class,' approvd July 1, 1893;"), and providing for the borrowing by such cities, of funds for current fiscal needs, and the pledging of current taxes and revenues to secure such loans.

By same.

H. B. 286. An Act to provide for the construction and maintenance, in cities of the first class, of memorials in honor of the soldiers and sailors furnished by such cities and the counties wherein situated, to the United States Army and Navy during the recent World War; providing for the voting of a bond issue in such cities, and for the acceptance of gifts and donations, for such purposes; partially repealing Sec. 2827, Kentucky Statutes; and for related purposes, including the creation of a Memorial Commission in such cities.

By Mr. Vest of the Committee on Railroads.

S. B. 57. An Act repealing Sec. 807, Kentucky Statutes, Carroll's 1915 Edition, and re-enacting the same.

By Mr. Ira D. Smith of the Committee on Suffrage and Elections.

S. B. 26. An Act regulating municipal elections in cities of the first class; regulating the manner of providing and printing ballots therefor, and the methods of voting in municipal elections in cities of the first class.

By Mr. Strange of the Committee on Public Roads and Highways.

H. B. 177. An Act to amend and re-enact Sec. 11 of an Act entitled: "An Act relating to roads and bridges; creating the Department of State Roads and Highways, providing for officers to administer it and prescribing the powers and duties of such officers; fixing the salary of the State Highway Engineer and prescribing the amount which may be expended by said department; prescribing laws governing said department and the officers therein; accepting the provision of the Federal law providing that the United States shall assist in the construction of rural post roads and making appropriation for co-operative work with the United States Government; providing for the payment of the State's part of the construction of State aid roads under the present law; providing for the acceptance of and making binding gifts and donations; establishing and designing a primary system of State highways and providing for their construction and maintenance; providing for the obtaining of rights of way and naming cities and towns from which construction shall commence; and repealing Subsec. 1, 2, 3, 4, 5, 6 and 7 of Sec. 4356t, Kentucky Statutes, Edition 1915; also repealing Sections 4356u and Subsections 1, 2, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25 of Sec. 4356x, Kentucky Statutes, Edition 1915, and the supplement to said edition known as Vol. 3, repealing any other Act or Acts in conflict herewith."

By same.

H. B. 313. An Act relating to roads and bridges; creating the Department of Roads, providing for an officer to administer same and prescribing the powers, duties and salary of such officer; prescribing the amount which may be expended for the administration of said department; prescribing laws governing said department and the officer thereof; providing for the acceptance of and making binding gifts and donations; abolishing the offices of State Highway Commission and State Highway Engineer; and repealing Sections 1, 2 and 3 of Chapter 17 of the Acts of the General Assembly of 1920.

By same.

S. B. 4. An Act to provide for the elimination of grade crossings on the primary roads of the State; giving the State Highway Commission the power to order the elimination of such crossings and the power to direct the character of crossing to be substituted therefor; providing for appeal to the Franklin Circuit Court from such orders of the State Highway Commission and for appeal from the judgment of the Franklin Circuit Court of the Court of Appeals; and providing for the method of paying the cost incurred in the elimination of such crossing.

By same.

H. B. 336. An Act relating to the inspection of oils, abolishing the office of "Oil Inspector; creating the office of Oil Tester and Gauger; providing for the payment of said officers, and disposing of the inspection fees collected.

With an Amendment thereto.

Said bills were severally read the first time at length and ordered to be placed on the Calendar.

The Committees to which the same had been referred, reported bills of the following titles, viz:

By Mr. Wheeler of the Committee on Revenue and Taxation.

H. B. 102. An Act to amend and re-enact Sec. 4126 and 4127, Chapter 108, Kentucky Statutes, Vol. 3, Carroll's Edition, 1918, relating to fees of County Clerks for making and recording recapitulation sheets and tax bills for sheriffs in cases of omitted property.

By same.

H. B. 103. An Act to repeal and re-enact Sec. 4239a, Chapter 108, Kentucky Statutes, enacted March 19, 1912, relating to the duties of clerks, sheriffs and other officers under the revenue and taxation laws, and to direct the manner of making up tax books.

By Mr. Miller of the Committee on Kentucky Statutes.

S. B. 59. An Act providing the creation of a Commission on uniform State laws, the appointment of commissioners and the payment of the expenses of the Commissioners.

With the expression of opinion that said bills ought not to pass.

The question being taken on ordering said bills to a reading, the report of the Committee to the contrary notwithstanding, it was decided in the negative.

And so said bills were rejected.

The House took up for consideration from the Calendar bills of the following titles, viz:

H. B. 257. An Act to regulate the sale of rubber tires or tires composed partly of rubber in combination with other material or materials.

H. B. 270. An Act to repeal Sec. 9 of Chapter 11 of the Acts of the Special Session of the General Assembly for the year 1917, providing for a tax of 20 cents upon each $100.00, or fraction thereof, of indebtedness, secured by mortgage.

H. B. 277. An Act requiring owners of land to fence against cattle which are driven along the public highway of this State.

H. B. 320. An Act to regulate the sale and distribution of agricultural seed, defining same and fixing penalties for violation thereof; providing and appropriating funds to carry out the provisions of the Act; and repealing Chapter 62, Acts of 1916, entitled, "An Act to regulate the sale of agricultural and other seeds."

H. B. 278. An Act to amend Chapter 110, Carroll's Kentucky Statutes, 1915 Edition.

H. B. 293. An Act to provide for the establishment and operation of credit minors in the Commonwealth of Kentucky.

H. B. 367. An Act appropriating money for the operation and maintenance of the various departments, boards, commissions, institutions and agencies of the State government, except for the legislative and judicial departments and except for the common schools, for the fiscal year ending June 30, 1924; designating the funds and sources from which

said appropriations are to be paid, and prescribing the manner in which same are to be paid.

H. B. 368. An Act appropriating money for the operation and maintenance of the various departments, boards, commissions, institutions and agencies of the State government, except for the legislative and judicial departments and except for the common schools, for the fiscal year ending June 30, 1923; designating the funds and sources from which said appropriations are to be paid, and prescribing the manner in which same are to be paid.

H. B. 289. An Act to prevent the misrepresentation and false branding of dry goods, boots and shoes, clothing and materials of which same may be made.

H. B. 337. An Act to amend and re-enact subsec. 9 of Sec. 3490 of the Kentucky Statutes relating to the Construction of Sewers in the streets, alleys and highways in cities of the Fourth Class.

S. B. 89. An Act to amend and re-enact Sec. 1160, Kentucky Statutes, relating to assault with intent to rob.

H. B. 233. An Act to amend and re-enact Sec. 1358 of Chapter 36 of Carroll's Kentucky Statutes, being Chapter 134 of the Act of March 29, 1918.

S. B. 6. An Act relating to unlawful carnal knowledge of an idiot, lunatic, imbecile, feeble-minded person or person of any other unsoundness of mind and prescribing and fixing penalties for violation thereof.

H. B. 164. An Act reducing the number of challenges in selecting juries in felony cases.

H. B. 273. An Act to amend and re-enact Sec. 328, Chapter 18, of the Kentucky Statutes, Carroll's 1915 Edition, relating to destitute and maltreated children, and providing a penalty for parents' failure to support minor children.

S. B. 46. An Act relating to, and fixing the time when, the question of annexation by any city of the second class of a city of the second, third or fourth class, as provided in Sec. 3050a, Kentucky Statutes, Carroll's Edition, 1915, may again be taken up and submitted to an election after it has been once rejected.

S. B. 68. An Act to repeal an Act concerning dwelling houses of cities of first class, being Chapter 68 of the Session Acts of the General Assembly of 1920.

S. B. 48. An Act changing the time for holding the session of the Circuit Court in the Twenty-sixth Circuit Court District of Kentucky, and providing that regular grand juries be summoned and penal and criminal cases be tried at certain specified terms, unless the Court in emergency, otherwise directs.

S. B. 50. An Act amending that part of Sec. No. nine hundred and sixty-five, Kentucky Statutes, relating to the time for holding courts in the 28th Judicial District.

S. B. 5. An Act relating to motor vehicles.

H. B. 68. An Act to amend Sec. 3 and 14 of Chapter 64 of the Acts of 1918, relating to the drainage of lands.

S. B. 55. An Act to amend, enlarge the powers, and re-enact Sec. 553a of the Kentucky Statutes (Act of March 20, 1900), relating to bridges heretofore or hereafter constructed

over navigable streams and rivers wholly within the boundary of the State of Kentucky.

Ordered that said bills be read a second time.

The Constitutional provision as to the second reading of said bills at length being dispensed with, they were read the second time by their titles.

Ordered that said bills be placed in the Orders of the Day.

The hour of eleven o'clock having arrived, that being the hour for the Special Order of the Day, the House took up for consideration a bill entitled:

H. B. 298. An Act relating to revenue and taxation; relating to assessment of property; providing for a levy of tax on all property by classes and for distribution thereof.

Said bill is as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. An annual tax on all property in the Commonwealth of Kentucky subject to assessment and taxation under the Constitution and laws of this Commonwealth, is hereby levied, and for the purposes hereof, all said assessable and taxable property is classified and the rate of taxation of each class is fixed as specifically hereinafter set out; all taxes so levied and fixed to be paid by the individual, corporation, co-partnership or association owning the property.

§ 2. Classication. For the purpose of taxation, all property subject to taxation in this Commonwealth is classified as follows:

1. Farm lands, which shall include the surface of all real estate in the Commonwealth, with the exception of such real estate as is actually situated within the territorial limits of an incorporated city or town.

2. Mineral rights and mineral leases.

3. Town lots, which shall include all real estate actually situated within the territorial limits of an incorporated city or town.

4. Agricultural products other than such products grown in the year in which such assessment is made and in the hands of the producer.

5. Miscellaneous tangible property, which shall include all tangible personal property subject to taxation in the Commonwealth of Kentucky under the laws and Constitution.

6. Intangible personal property.

7. Money on deposit in banks in Kentucky.

§ 3. An annual tax for state purposes shall be paid by the owner of the property to whom such property is assessed, at the following rates, based on each One Hundred Dollars of the fair cash value of said property, to-wit:

1. Farm lands as above defined.....30c
2. Mineral rights and mineral leases.....40c
3. Town lots as above defined.....40c
4. Agricultural products.....40c
5. Miscellaneous tangible personal property.....40c
6. Intangible personal property, including money in hand, notes, bonds, shares of stock in corporations, accounts and other credits, whether secured by mortgage, pledge or otherwise, or unsecured.....30c
7. Money on deposit in banks in this Commonwealth...10c

§ 4. Farm lands as defined in Section Two hereof, mineral rights, mineral leases, and town lots as defined in Section Two thereof, and all miscellaneous tangible personal property, assessed for State taxation, shall be subject to taxation in the county, city, school or taxing districts in which same has a taxing situs.

Agricultural products subject to State taxation shall be subject to assessment and taxation by the county in which the same has a taxing situs, and in any city or town in which the same has a taxing situs, providing the rate fixed by such county and city, respectively, shall not exceed the sum of 30c on each One Hundred Dollars of the assessed value of same.

Live stock and intangible personal property, including money in hand, notes, bonds, shares of stock in corporation, accounts and other credits, whether secured by mortgage, pledge or otherwise, or unsecured, shall be subject to taxation by the county in which same has a taxing situs, provided, however, the rate levied by said county shall not exceed the sum of 30c on each One Hundred Dollars if the assessed value of such property.

Bank deposits shall not be subject to taxation by any city, town or other taxing district. Provided, however, that Banks and Trust Companies, Combined Banks and Trust Companies, Domestic Life Insurance Companies, and their shares of stock, Building and Loan Associations, and such corporations as are specifically assessed and taxed, shall continue to be assessed and pay taxes as now provided by law, and nothing in this act shall forbid local taxation of franchise of corporations or the shares of banks, trust companies, combined banks and trust companies, or domestic life insurance companies doing business in Kentucky, for local purposes.

§ 5. The individual stockholders of a corporation, at least one-fourth of whose total property is taxable in Kentucky, shall not be required to list their shares for taxation so long as the corporation pays taxes on all its property in Kentucky (including the corporate franchise when the franchise is required to be assessed), provided the shareholder furnishes satisfactory proof to the taxing authorities that at least one-fourth of the total property of such corporation is taxed in Kentucky.

§ 6. The term "mineral rights," as used in this act means the fee to any minerals underlying lands, and the term "mineral leases," as used in this act means the right to mine and remove from lands any minerals lying thereon or thereunder by virtue of any contract or conveyance, other than a conveyance in fee, of such minerals; and in assessing property for taxation under the provisions of this act, mineral rights and mineral leases shall be assessed and valued separate and apart from the surface on and in which such minerals, mineral rights and mineral leases exist; and in cases where the owner of the surface is also the owner of the minerals lying thereon or thereunder, the surface and the mineral rights shall be valued and assessed separately.

§ 7. The word "mineral," as used herein, shall include coal, petroleum, gas, oil shale, asphalt, salt, fire and potter's clay, iron and iron ores, stone, slate, fluorspar, and any and all other subterraneous substances and products of commercial value.

§ 8. The aggregate of the annual State tax collected under the provisions of Section 3 of this act shall be distributed as follows:

Fir the ordinary expenses of the government.....120/320
For the support of the common schools.....144/320
For the use of the Sinking Fund..... 8/320
For the support and erection of buildings for the University of Kentucky at Lexington, Kentucky..... 14/320
For the support and erection of buildings for the Eastern State Normal School at Richmond, Kentucky..... 5/320
For the erection and support of buildings for the Western State Normal School at Bowling Green, Kentucky..... 5/320
For the State Road Fund..... 24/320

The Auditor of Public Accounts will at the end of each month make distribution of said tax in accordance with said apportionment.

The tax herein provided for the University of Kentucky and the Normal Schools shall be paid monthly, when and as

collected, to the Treasurers of these institutions in the amount set forth in this section, and shall be used by the University and the Normal Schools for their maintenance and support, and when sufficient sums shall have accumulated in the treasuries thereof, after paying the cost of maintenance and support, it may be used for the erection of buildings and the purchase of land and equipment.

The taxes above apportioned to the University of Kentucky and to the Eastern and Western Normal Schools, respectively, being in lieu of all other taxes heretofore levied or made for their use and benefit, and the tax apportioned to the State Road Fund shall be in lieu of taxes provided by an act of the General Assembly of 19—, entitled "An Act to create and establish a system of public state roads and to provide for the construction and maintenance thereof."

§ 9. The State Tax Commission may increase or decrease the aggregate assessed valuation of real estate in any county or taxing district thereof; may increase or decrease the assessed valuation of any class of personal property or any item in a class, in any county or taxing district thereof; may raise or lower the assessed valuation of the real or personal property of any individual, corporation, co-partnership or association, but before making an increase it must first give not less than five days notice of its intention to make such increase and afford the owner of the property an opportunity to be heard.

§ 10. All laws or parts of laws in conflict herewith are hereby repealed.

§ 11. This act shall not be operative on any assessment made prior to July 1, 1922.

Mr. C. A. Nelson on behalf of the Committee which originated the said bill offered the following Amendment by way of Substitute therefor:

An Act relating to revenue and taxation; relating to assessment of property; providing for a levy of taxes on all property by classes, and for distribution thereof.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. An Annual tax on all property in the Commonwealth of Kentucky subject to assessment and taxation under the Constitution and laws of this Commonwealth is hereby levied for State purposes, and for the purposes thereof, all said assessable and taxable property is classified, and the rate of taxation of each class is fixed as specifically hereinafter set out; all taxes so levied and fixed to be paid by the individual, corporation, co-partnership or association owning the property.

§ 2. For the purpose of taxation, all property subject to taxation in this Commonwealth is classified as follows:

1. Farm lands, which shall include the surface of all real estate and improvements thereon in this Commonwealth.

2. Mineral rights and mineral leases.

3. Town lots, which shall include all platted real estate with improvements thereon actually situated within the limits of an incorporated city or town.

4. Agricultural products other than such products grown in the year in which such assessment is made and in the hands of the producer.

5. Miscellaneous tangible property, which shall include all tangible personal property subject to taxation in the Commonwealth of Kentucky under the laws and Constitution.

6. Intangible personal property.

7. Money on deposit in banks in Kentucky.

§ 3. An annual tax for State purposes shall be paid by the owner of the property to whom such property is assessed,

at the following rates, based on each One Hundred Dollars of the fair cash value of said property, to-wit:

1. Farm lands as above defined.....30c
2. Mineral rights and mineral leases.....30c
Town lots as above defined.....30c
4. Agricultural products.....40c
5. Miscellaneous tangible personal property.....40c
6. Intangible personal property, including money in hand, notes, bonds, shares of stock in corporations, accounts and other credits, whether secured by mortgage, pledge or otherwise, or unsecured.....30c
7. Money on deposit in banks in this Commonwealth...10c

§ 4. Farm lands as defined in Section Two hereof, mineral rights, mineral leases, and town lots as defined in Section Two thereof, and all miscellaneous tangible personal property, assessed for State taxation, shall be subject to taxation in the county, city, school or taxing district in which same has a taxing situs.

Agricultural products subject to State taxation shall be subject to assessment and taxation by the county in which the same has a taxing situs, and in any city or town in which the same has a taxing situs, providing the rate fixed by such county and city, respectively, shall not exceed the sum of 30c on each One Hundred Dollars of the assessed value of same.

Live stock and intangible personal property, including money in hand, notes, bonds, shares of stock in corporations, accounts and other credits, whether secured by mortgage, pledge or otherwise, or unsecured, shall be subject to taxation by the county in which same has a taxing situs, provided, however, the rate levied by said county shall not exceed the sum of 30c on each One Hundred Dollars of the assessed value of such property.

Bank deposits shall not be subject to taxation by any city, town or other taxing district. Provided, however, that Banks and Trust Companies, Combined Banks and Trust

Companies, Domestic Life Insurance Companies, and their shares of stock, Building and Loan Associations, and such corporations as are specifically assessed and taxed, shall continue to be assessed and pay taxes as now provided by law, and nothing in this act shall forbid local taxation of franchises of corporations or the shares of banks, trust companies, combined banks and trust companies, or domestic life insurance companies doing business in Kentucky, for local purposes.

§ 5. The individual stockholders of a corporation, at least one-fourth of whose total property is taxable in Kentucky, shall not be required to list their shares for taxation so long as the corporation pays taxes on all its property in Kentucky (including the corporate franchise when the franchise is required to be assessed), provided the shareholder furnishes satisfactory proof to the taxing authorities that at least one-fourth of the total property of such corporation is taxed in Kentucky.

§ 6. The term "mineral rights," as used in this act means the fee to any minerals underlying lands, and the term "mineral leases," as used in this act means the right to mine and remove from lands any minerals lying thereon or thereunder by virtue of any contract or conveyance, other than a conveyance in fee, of such minerals; and in assessing property for taxation under the provisions of this act, mineral rights and mineral leases shall be assessed and valued separate and apart from the surface on and in which such minerals, mineral rights and mineral leases exist; and in cases where the owner of the surface is also the owner of the minerals lying thereon or thereunder, the surface and the mineral rights shall be valued and assessed separately.

§ 7. The word "mineral," as used herein, shall include coal, petroleum, gas, oil shale, asphalt, salt, fire and potter's clay, iron and iron ores, stone, slate, fluorspar, and any and all other subterraneous substances and products of commercial value.

§ 8. The aggregate of the annual State tax collected under the provisions of Section three of this act shall be distributed as follows:

For the ordinary expenses of the government.....120/320
For the support of the common schools.....144/320
For the use of the Sinking Fund..... 8/320
For the support and erection of buildings for the University of Kentucky, at Lexington, Kentucky..... 14/320
For the support and erection of buildings for the Eastern State Normal School at Richmond, Kentucky..... 5/320
For the erection and support of buildings for the Western State Normal School at Bowling Green, Kentucky... 5/320
For the State Road Fund..... 24/320

The Auditor of Public Accounts will at the end of each month make distribution of said tax in accordance with said apportionment.

The tax herein provided for the University of Kentucky and the Normal Schools shall be paid monthly, when and as collected, to the Treasurers of these institutions in the amount set forth in this section, and shall be used by the University and the Normal Schools for their maintenance and support, and when sufficient sums shall have accumulated in the treasuries thereof, after paying the cost of maintenance and support, it may be used for the erection of buildings and the purchase of land and equipment.

The taxes above apportioned to the University of Kentucky and to the Eastern and Western Normal Schools, respectively, are in lieu of all other taxes heretofore levied or made for their use and benefit, and the tax apportioned to the State Road Fund shall be in lieu of taxes provided by an act of the General Assembly of 1914, entitled, "An Act to create and establish a system of public state roads and to provide for the construction and maintenance thereof."

§ 9. The State Tax Commission may increase or decrease the aggregate assessed valuation of any class of real

estate, or any item in any class, in any county or taxing district thereof; may increase or decrease the assessed valuation of any class of personal property or any item in a class, in any county or taxing district thereof; may raise or lower the assessed valuation of the real or personal property of any individual, corporation, co-partnership or association, but before making an increase it must first give not less than five days' notice of its intention to make such increase and afford the owner of the property an opportunity to be heard.

§ 10. It is the intention of the Legislature in enacting this law to enact each section thereof specifically, and if any section or any subsection of any section shall be held invalid or unconstitutional, the same shall be held not to affect in any wise any other section or subsection of said act.

§ 11. All laws or parts of laws in conflict herewith are hereby repealed.

§ 12. This act shall not be operative on any assessment made prior to July 1, 1922.

Mr. Ira D. Smith offered the following Amendment to the Committee Substitute by way of Substitute therefor.

An Act to amend and re-enact Section 4019 of the Kentucky Statutes as compiled by John D. Carroll and found in Volume 3 of the 1918 Edition, relating to revenue and taxation; providing an annual tax on property subject to taxation in this State; fixing the rate thereof; distributing said tax to various departments and State institutions; providing the manner and means of assessing and listing corporate property and shares of stock, and shares in building and loan associations; designating what class of property shall be subject to State and local taxation.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That Section 4019 of the Kentucky Statutes, 1918 Edition, Volume 3 thereof, as compiled by John D. Carroll,

be and the same is hereby amended and re-enacted so that when said section is amended and re-enacted the same shall read as follows:

Section 4019. Annual Taxes—How Distributed. An annual tax of sixty (60) cents upon each one hundred ($100.00) dollars of the value of all machinery and products in the course of manufacture of persons, firms or corporations actually engaged in manufacturing: Money in hand, notes, bonds, accounts and other credits, whether secured by mortgage, pledge or otherwise, or unsecured, shares of stock not relieved from assessment under Section 4088 of this statute; provided, however, that nothing in this section shall forbid local taxation of franchise of corporations or of the shares of banks, trust companies, or combined banks and trust companies doing business in Kentucky, or domestic life insurance companies, shall be paid by the owner, person or corporation assessed.

An annual tax of thirty (30) cents upon each one hundred ($100.00) dollars of the value of all farm lands, which shall include the surface of all real estate, timber and improvements, and town lots and improvements, and not including mineral rights or mineral leases, shall be paid by the owner, person or corporation assessed.

An annual tax of forty (40) cents upon each one hundred ($100.00) dollars of the value of all mineral rights and mineral leases directed to be assessed for taxation as herein provided, shall be paid by the owner, person or corporation assessed.

The term "mineral rights," as used in this Act, means the fee to any minerals underlying lands, and the term "mineral leases," as used in this Act, means the right to mine and remove from lands any minerals lying thereon on thereunder by virtue of any contract or conveyance other than a conveyance in fee of such mineral; and in assessing property for taxation under the provisions of this Act, mineral rights and mineral leases shall be assessed and valued separately and apart from the surface on and in which such mineral, mineral

rights and mineral leases exist; and in cases where the owner of the surface is also the owner of the minerals lying thereon or thereunder, the surface and the mineral rights shall be valued and assessed separately.

Of the aggregate amount of tax realized by all assessments under these rates,

120/320 shall be for the use and benefit of the ordinary expenses of the Government,

144/320 for the support of the common schools,

8/320 for the use of the sinking fund,

14/320 for the support and erection of buildings for the University of Kentucky at Lexington,

5/320 for the support and erection of buildings for the Eastern State Normal School located at Richmond.

5/320 for the support and erection of buildings for the Western State Normal School located at Bowling Green, and,

24/320 for the State Road Fund, and the Auditor of Public Accounts will make distribution of said tax in accordance with the said apportionment at the end of each month. The tax herein provided for the University of Kentucky is in lieu of the tax provided by an Act entitled, "An Act for the benefit of the Agricultural and Mechanical College," approved April twenty-ninth, one thousand eight hundred and eighty, and the annual appropriation now made for the University of Kentucky under the provisions of Section 4535b, Kentucky Statutes, Edition 1915; the annual appropriation now made for the University of Kentucky under the provisions of Subsection 4 of Section 4636b, Kentucky Statutes, Edition 1915; the annual appropriation now made for the University of Kentucky by the Act which became a law March twenty-sixth, one thousand nine hundred and four, Acts 1904, Chapter 120; the annual appropriation now made for the University of Kentucky under the provisions of Sub-section 5 of Section 4636c, Kentucky Statutes, Edition 1915. The tax herein provided for the two normal schools shall be in lieu of the appropriation made for the support of said schools in Sub-sec-

tions, 29, 35 and 36 of Section 4535a and in Section 4535b, of the Kentucky Statutes, Edition 1915. The tax herein provided for the University of Kentucky and the normal schools shall be paid monthly, when and as collected, to the treasurers of these institutions in the amount set forth in this section, and shall be used by the University of Kentucky and the normal schools for their maintenance and support, and when sufficient sums shall have accumulated in the treasuries thereof, it may be used for the erection of buildings and the purchase of land and equipment. The tax herein provided for the State road fund shall be in lieu of the tax provided by an Act entitled, "An Act to create and establish a system of public State roads and to provide for the construction and maintenance thereof."

It is the intention of the Legislature in enacting this law to enact each section thereof specifically, and if any section or any subsection of any section shall be held invalid or unconstitutional, the same shall be held not to affect in any wise any other section or subsection of said Act.

Mr. Lawrence moved that this session of the House be extended indefinitley.

Said motion was agreed to.

Mr. Lawrence moved that this House recess until one-thirty o'clock P. M.

Said motion was agreed to.

And then the House recessed.

The hour of one-thirty o'clock P. M. having arrived, the Speaker resumed the Chair and called the House to order. (Mr. Minor having been designated by the Speaker as Speaker pro tem.)

Mr. Lawrence moved that the matter under consideration be referred to a Special Committee composed of Messrs. Speaker Thompson, Brown, Ira D. Smith, Wheeler, Tinsley and Simons, with instructions to report back to the House on next Tuesday, February 14, at one-thirty o'clock P. M.

Mr. Meyers moved to amend said motion by substituting the following names as the Special Committee, namely, Messrs. Bosworth, Miller, Newman, Lewis and Speaker Thompson.

The Amendment of Mr. Meyers was disagreed to.

The motion of Mr. Lawrence was disagreed to.

The yeas and nays being required thereon by Messrs. Lawrence and Ira D. Smith were as follows, viz:

Those who voted in the affirmative were—

R. M. Amos	Bryant Green	Chas. A. Nelson
Berl Boyd	Thos. O. Holder	R. I. Rice
John E. Brown	N. T. Hopkins	Reuben E. Skaggs
Sam A. Cary	H. R. Lawrence	George W. Smith
Lee Clark	C. C. May	Ira D. Smith
G. Givens Dixon	R. C. Moore	Chas. B. Truesdell
G. Lucien Drury	Ed. P. Murrah	Fred C. Vanhoose
H. C. Duffy	B. A. Muster	
Dr. H. M. Fultz	C. D. McCaw	—25

Those who voted in the negative were—

Samuel W. Adams	Chas. Chandler	George W. Ellis
B. C. Beckmann	E. B. Cross	Mrs. M. E. Flannery
C. W. Bennett	Bryce Cundiff	Emery L. Frazier
J. E. Bickett	J. C. Day	W. L. Gossett
W. M. Boling	A. W. Dorsey	Ed. A. Gullion
J. F. Bosworth	W. D. Duncan	J. Edgar Hadden

Arch L. Hamilton	Claude D. Minor	Geo. F. Thompson
Oscar P. Harvey	S. H. Moore	D. D. Thornberry
H. C. Hawkins	W. T. McGuire	John M. Tinsley
David J. Howard	D. A. O'Donovan	Garnett W. Tolin
Frank J. Humbert	C. C. Oney	N. I. Toombs
Lester Jeter	James Park	John L. Trumbo
Ira Jones	Brodie Payne	Oscar Vest
Wright Kelly	H. Walter Pierce	Geo. C. Waggoner
S. B. Lane	S. R. Powell	W. T. Walker
Oscar Leibson	Arch M. Quarles	W. D. Watkins
Leon P. Lewis	Arthur Saunders	W. G. Wheeler
Martin Light	Lee L. Simons	J. B. Wicker
Harry J. Meyers	R. F. Stewart	T. C. Willis
Harry B. Miller	H. V. Thompson	—59

The flolowing pair was announced, namely:

Mr. Huntsman with Mr. Lisle.

Mr. Lisle, if present and voting, would vote in the negative.

Mr. Huntsman, if voting, would vote in the affirmative.

Mr. Hamilton moved that the vote by which Mr. Lawrence's motion be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

Mr. Drury offered the following Amendment to the Amendment offered by Mr. Ira D. Smith:

"Amend by adding after the word 'separately' at the foot of second page, the words, 'except where same is owned in connection with the surface not as mineral property, but strictly as agricultural land.' "

Mr. Drury offered the following Amendment to the Committee Substitute, viz:

Amend H. B. 298 by adding thereto Section 9a.

Sec. 9a. If any County taxing district, individual, corporation, partnership or association shall feel aggrieved at any assessment or equalization thereof, made by the State tax commission under the provisions of section nine, then said county, taxing district, individual, corporation, co-partnership or association may within ten days after the certification of the findings of said State Tax Commission to the County in which said property affected is located, file in the Circuit Court of said County a brief petition showing and setting out reasons and objections thereto, which case shall be tried by the Court on oral testimony giving the State Tax Commission the right to file such pleadings as it may desire. In such cases, summons to be served on the Chairman of the State Tax Commission and shall stand for trial as other civil actions. An appeal shall lie to the Court of Appeals of the State of Kentucky as in other cases and at the instance of either party aggrieved.

Said amendment was agreed to.

The Amendment offered by Mr. Ira D. Smith was disagreed to.

The yeas and nays being required thereon by Messrs. Brown and Ira D. Smith were as follows, viz:

Those who voted in the affirmative were—

R. M. Amos	Lee Clark	Arch L. Hamilton
Berl Boyd	G. Givens Dixon	Thos. O. Holder
John E. Brown	Bryant Green	N. T. Hopkins

H. R. Lawrence	C. D. McCaw	George W. Smith
R. C. Moore	Chas. A. Nelson	Ira D. Smith
B. A. Muster	Arch M. Quarles	Fred C. Vanhoose

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Those who voted in the negative were—

Samuel W. Adams	David J. Howard	H. Walter Pierce
B. C. Beckmann	Frank J. Humbert	S. R. Powell
C. W. Bennett	R. O. Huntsman	Arthur Saunders
J. E. Bickett	Lester Jeter	Lee L. Simons
W. M. Boling	Ira Jones	Reuben E. Skaggs
J. F. Bosworth	S. B. Lane	R. F. Stewart
Thos. Bowman	Leon P. Lewis	H. V. Thompson
Sam A. Cary	Martin Light	D. D. Thornberry
Chas. Chandler	Rufus Lisle	John M. Tinsley
E. B. Cross	C. C. May	Garnett W. Tolin
Bryce Cundiff	Harry J. Meyers	N. I. Toombs
A. W. Dorsey	Harry B. Miller	Chas. B. Truesdell
G. Lucien Drury	Claude D. Minor	John L. Trumbo
H. C. Duffy	S. H. Moore	Oscar Vest
W. D. Duncan	Ed. P. Murrah	Geo. C. Waggoner
George W. Ellis	W. T. McGuire	W. T. Walker
Emery L. Frazier	R. D. McMurtry	W. D. Watkins
W. L. Gossett	D. A. O'Donovan	W. G. Wheeler
Ed. A. Gullion	C. C. Oney	J. B. Wicker
J. Edgar Hadden	James Park	T. C. Willis
Oscar P. Harvey	Brodie Payne	

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The Amendment to the original bill by way of Substitute therefor offered by the Committee was agreed to.

Ordered that said bill be engrossed and read the third time.

The Constitutional provision as to the third reading of said bill at length being dispensed with and the same being engrossed, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provision of the Constitution were as follows, viz:

Those who voted in the affirmative were—

Samuel W. Adams	David J. Howard	H. Walter Pierce
B. C. Beckmann	Lester Jeter	Arch M. Quarles
C. W. Bennett	Ira Jones	R. I. Rice
J. E. Bickett	S. B. Lane	Arthur Saunders
W. M. Boling	H. R. Lawrence	Lee L. Simons
Berl Boyd	Leon P. Lewis	George W. Smith
Chas. Chandler	Martin Light	Ira D. Smith
Lee Clark	Rufus Lisle	R. F. Stewart
Bryce Cundiff	C. C. May	H. V. Thompson
J. C. Day	Harry J. Meyers	D. D. Thornberry
A. W. Dorsey	Harry B. Miller	Garnett W. Tolin
G. Lucien Drury	Claude D. Minor	N. I. Toombs
W. D. Duncan	R. C. Moore	Oscar Vest
George W. Ellis	S. H. Moore	Geo. C. Waggoner
Mrs. M. E. Flannery	C. D. McCaw	W. T. Walker
Emery L. Frazier	W. T. McGuire	W. D. Watkins
Dr. H. M. Fultz	E. E. Nelson	W. G. Wheeler
W. L. Gossett	Chas. A. Nelson	J. B. Wicker
Bryant Green	D. A. O'Donovan	T. C. Willis
Ed. A. Gullion	C. C. Oney	
J. Edgar Hadden	Brodie Payne	

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Those who voted in the negative were—

R. M. Amos	Arch L. Hamilton	R. D. McMurtry
Thos. Bowman	Oscar P. Harvey	S. R. Powell
Sam A. Cary	Thos. O. Holder	Geo. F. Thompson
E. B. Cross	N. T. Hopkins	John M. Tinsley
G. Givens Dixon	Wright Kelly	Chas. B. Truesdell
H. C. Duffy	Ed. P. Murrah	Fred C. Vanhoose

—18

The following pair was announced, namely,

Mr. Liebson with Mr. Muster.

Mr. Liebson, if present and voting, would vote in the negative.

Mr. Muster, if voting, would vote in the affirmative.

Resolved that the title thereof be as aforesaid.

Mr. Meyers moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

A message was received from the Senate announcing that they had passed bills and a Resolution of the following titles, viz:

1. S. B. 91. An Act to repeal Chapter 43 of the Acts of the General Assembly of 1920, relating to compulsory attendance of pupil children in the common schools, also Sec. 4526c-1, 4526c-6, and all intervening sections, of the Kentucky Statutes, Carroll's Edition, 1918, relating to compulsory attendance of pupil children in county school districts; and in order to provide for better school attendance of pupil children in county school districts, be there enacted in lieu thereof the following sections, relating to the school attendance of pupil children in county school districts:

2. S. B. 115. An Act to amend Sec. 126 of the Civil Code of Practice by providing that in every action for debt a verified allegation shall be made that the debt sued on, theretofore has been listed for taxation in all proper jurisdictions; and that without such allegation the action shall be dismissed without prejudice; and that no valid judgment shall be entered for the payment or collection of any such debt.

3. S. B. 158. An Act to provide for the acceptance of the benefits of an Act passed by the Senate and House of

Representatives of the United States of America in Congress assembled (H. R. 4438, approved June 2, 1920), entitled: "An Act to provide for the promotion of vocational rehabilitation of persons disabled in industry or otherwise and their return to civil employment;" to provide for the administration of same and to make appropriations for such purposes.

4. Concurrent Resolution 17. Resolution memoritizing Congress to change the Revenue Law.

Said bills and resolution were read, ordered printed and referred,

1. To Committee on Education No. 1.

2. To Committee on Codes of Practice.

3. To Committee on Appropriations.

4. To Committee on Rules.

Mr. Gossett moved that the House do now adjourn.

Said motion was agreed to.

And then the House adjourned.

TUESDAY, FEBRUARY 14, 1922.

The House was opened with prayer by the Rev. I. W. Wilcox of the Presbyterian Church, Southern Assembly, of Frankfort.

The roll was called and the following Members answered to their names, viz:

Samuel W. Adams	J. Edgar Hadden	S. R. Powell
R. M. Amos	Arch L. Hamilton	Arch M. Quarles
B. C. Beckmann	Thos. O. Holder	R. I. Rice
C. W. Bennett	N. T. Hopkins	Arthur Saunders
J. E. Bickett	David J. Howard	David I. Scott
W. M. Boling	J. T. Jennings	Lee L. Simons
J. F. Bosworth	Wright Kelly	Reuben E. Skaggs
Thos. Bowman	H. R. Lawrence	George W. Smith
Berl Boyd	Oscar Leibson	Ira D. Smith
John E. Brown	Leon P. Lewis	R. F. Stewart
W. R. Button	Martin Light	Frank L. Strange
Sam A. Cary	Rufus Lisle	H. V. Thompson
Chas. Chandler	C. C. May	Geo. F. Thompson
Lee Clark	Harry J. Meyers	H. Q. Thompson
E. B. Cross	Harry B. Miller	D. D. Thornberry
Bryce Cundiff	Claude D. Minor	John M. Tinsley
J. C. Day	R. C. Moore	Garnett W. Tolin
O. A. Denton	S. H. Moore	N. I. Toombs
G. Givens Dixon	Ed. P. Murrah	Chas. B. Truesdell
A. W. Dorsey	B. A. Muster	John L. Trumbo
G. Lucien Drury	C. D. McCaw	Fred C. Vanhoose
H. C. Duffy	W. T. McGuire	Oscar Vest
W. D. Duncan	R. D. McMurtry	Geo. C. Waggoner
George W. Ellis	E. E. Nelson	W. T. Walker
Mrs. M. E. Flannery	Chas. A. Nelson	W. S. Wallen
Emery L. Frazier	Geo. W. Newman	W. D. Watkins
Dr. H. M. Fultz	D. A. O'Donovan	W. G. Wheeler
W. L. Gossett	C. C. Oney	T. C. Willis
Bryant Green	Brodie Payne	
Ed. A. Gullion	H. Walter Pierce	

The reading of the Journal of yesterday's proceedings was dispensed with.

Mr. Hopkins presented a petition of sundry citizens of Pike County protesting against the creation of a new Circuit Court in said County.

Which was received, its reading dispensed with and referred to Committee on Circuit Courts.

Mr. Miller offered the following Resolution, viz:

Whereas, all printed copies of Substitute for H. B. 298 have been exhausted, and

Whereas, there is a widespread public demand to see its provision, therefore

Be It Resolved by the House of Representatives, that one thousand additional copies of said bill be printed for the use of this House.

Said motion was agreed to.

Mr. Drury moved that the Rules be suspended and that the House take up for consideration the Calendar.

Said motion was agreed to.

The House took up for consideration from the Calendar, bills of the following titles, viz:

H. B. 288. An Act to license and regulate the business of making loans in sums of Three Hundred Dollars ($300) or less, to individuals pressed by lack of funds to meet immediate necessities, at a greater rate of interest than six per cent per annum; prescribing the rate of interest and charge therefor, and penalties for the violation thereof, and regulating the assignment of wages of salaries earned or to be earned,

when given as security for any such loan; and repealing Sec. 4758a, Carroll's Kentucky Statutes, 1915, and repealing so much of Sec. 4424m, Carroll's Kentucky Statutes, 1915, as is inconsistent with this Act, and repealing all Acts and parts of Acts inconsistent with the provisions of this Act.

H. B. 90. An Act to amend Subsec. 3 of Sec. 3704 of the Kentucky Statutes relating to the powers of the Board of Trustees of towns of the sixth class.

H. B. 242. An Act providing for the adoption of a Commission form of government for cities of the fifth and sixth classes, and providing a method by which the judicial function of such cities may be vested in the Quarterly Court and the police functions in the peace officers of the county.

S. B. 3. An Act to repeal Chapter 38 of the Acts of the General Assembly of 1920, relating to the election and qualification of members of boards of trustees in graded common school districts; also Chapter 46 of the Acts of the General Assembly of 1920, relating to the establishment of independent, consolidated, graded and high schools, also Chapter 23 of the Acts of the General Assembly of 1920, relating to the condemnation of land by boards of trustees of graded common school districts; also Sec. 4464, Sec. 4500, and all intervening sections, of the Kentucky Statutes, Carroll's Edition, 1918, relating to the management and control of graded common school districts; and in order to provide for a better system of graded schools and to provide for a more effective management and control if graded common schools in this Commonwealth, be there enacted in lieu of the above, the following sections, relating to the management and conduct of graded common school districts:

S. B. 41. An Act to amend Sec. 3668 of Kentucky Statutes, Carroll's Edition of 1915, relating to condemnation of

land for municipal purposes in cities of the sixth class, in order that said section may provide also for condemnation of land for cemetery purposes in cities of the sixth class; also, subsec. 9 of Sec. 3704 of Kentucky Statutes, Carroll's Edition of 1915, relating to cemeteries owned by cities of the sixth class, and to provide for making plats of same and the manner in which lots shall be conveyed for purpose of interment.

H. B. 11. An Act relating to the inspection of illuminating oil.

H. B. 279. An Act to provide for the fixing of fees of appraisers of estates for inheritance taxes, amending Sec. 4281k of Chapter 108, Art. XIX, of the Kentucky Statutes, Carroll's revised Edition, 1915, relating to the appointment of inheritance tax appraisers notice to persons interested, how value of contingent estate estimated.

H. B. 138. An Act relating to the fees and compensation of officers in counties having a population less than seventy-five thousand, requiring a record of same to be kept and a report made to the Auditor, fixing the amount to be retained by such officers and providing penalties for violation of this Act.

H. B. 353. An Act relating to divorce.

H. B. 315. An Act to amend and re-enact subsec. three and subsec. fifteen of Sec. three hundred and thirty-one A, Kentucky Statutes, Carroll's one thousand nine hundred and fifteen Edition, same being subsections three and fifteen respectively of an Act entitled: "An Act to regulate the Labor and Employment of children and minors, and to make the provisions thereof effective," approved by the Governor, March twenty-first, one thousand nine hundred and fourteen, by providing that the employment certificates required by sub-

sec. three be issued in duplicate, and that the duplicates be forwarded to the State Labor Inspector, and by requiring boys between the ages of fourteen and sixteen years engaged in the sale or distribution of newspapers to have badges, as provided for in subsec. fifteen regulating their employment.

H. B. 350. An Act to amend and re-enact Sec. 1763 of the Kentucky Statutes, Carroll's Edition, 1915, so as to increase the compensation of the deputy circuit clerk, deputy county clerks and deputy sheriffs in counties having a population of one hundred and fifty thousand or over.

H. B. 229. An Act relating to and amending the charters of cities of the first class and referring in this title to sections of the Kentucky Statutes, Carroll's Edition, 1915, and Vol. III, 1918 Supplement thereof, and Acts of the General Assembly amendatory to said Statutes, and providing that the short title to this Act shall be "City Government Committee Bill—Cities of the First Class."

H. B. 323. An Act amending and re-enacting Sec. 3014, Kentucky Statutes, being Sec. 228 of the Act approved July 1, 1893, entitled "An Act for the government of cities of the first class," and vesting in the General Council, in such cities, authority to provide, by ordinance, for the suspension, revocation, and non-reissuance of any licenses issued under ordinance authority of such cities.

H. B. 304. An Act to enable any city of the first class having a municipal university, to make proper provisions for such university.

H. B. 324. An Act amending and re-enacting Sec. 2982, Kentucky Statutes, Carroll's Edition, 1915 (being Sec. 197 of the Act approved July 1, 1893, entitled "An Act for the government of cities of the first class," as amended by Sec.

2 of the Act approved March 16, 1898, entitled: "An Act to amend an Act entitled 'An Act for the government of cities of the first class,' approved July first, 1893;") and providing for the borrowing by such cities, of funds for current fiscal needs, and pledging of current taxes and revenues to secure such loans.

H. B. 286. An Act to provide for the construction and maintenance, in cities of the first class, of memorials in honor of the soldiers and sailors furnished by such cities and the counties wherein situated, to the United States Army and Navy during the recent World War; providing for the voting of a bond issue in such cities, and for the acceptance of gifts and donations, for such purposes; partially repealing Sec. 2827, Kentucky Statutes; and for related purposes, including the creation of a Memorial Commission in such cities.

S. B. 57. An Act repealing Sec. 807, Kentucky Statutes, Carroll's 1915 Edition, and re-enacting the same.

S. B. 26. An Act regulating municipal elections in cities of the first class; regulating the manner of providing and printing ballots therefor, and the methods of voting in municipal elections in cities of the first class.

H. B. 177. An Act to amend and re-enact Sec. 11 of an Act entitled: "An Act relating to roads and bridges; creating the Department of State Roads and Highways, providing for officers to administer it and prescribing the powers and duties of such officers; fixing the salary of the State Highway Engineer and prescribing the amount which may be expended by said department; prescribing laws governing said department and the officers therein; accepting the provision of the Federal law providing that the United States shall assist in the construction of rural post roads and making appropriation for co-operative work with the United States Govern-

ment; providing for the payment of the State's part of the construction of State aid roads under the present law; providing for the acceptance of and making binding gifts and donations; establishing and designing a primary system of State highways and providing for their construction and maintenance; providing for the obtaining of rights of way and naming cities and towns from which construction shall commence; and repealing Subsec. 1, 2, 3, 4, 5, 6 and 7 of Sec. 4356t, Kentucky Statutes, Edition 1915; also repealing Sections 4356u and Subsections 1, 2, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25 of Sec. 4356x, Kentucky Statutes, Edition 1915, and the supplement to said edition known as Vol. 3, repealing any other Act or Acts in conflict herewith."

H. B. 313. An Act relating to roads and bridges; creating the Department of Roads, providing for an officer to administer same and prescribing the powers, duties and salary of such officer; prescribing the amount which may be expended for the administration of said department; prescribing laws governing said department and the officer thereof; providing for the acceptance of and making binding gifts and donations; abolishing the offices of State Highway Commission and State Highway Engineer; and repealing Sections 1, 2 and 3 of Chapter 17 of the Acts of the General Assembly of 1920.

S. B. 4. An Act to provide for the elimination of grade crossings on the primary roads of the State; giving the State Highway Commission the power to order the elimination of such crossings and the power to direct the character of crossing to be substituted therefor; providing for appeal to the Franklin Circuit Court from such orders of the State Highway Commission and for appeal from the judgment of the Franklin Circuit Court to the Court of Appeals; and providing for the method of paying the cost incurred in the elimination of such crossing.

H. B. 336. An Act relating to the inspection of oils, abolishing the office of Oil Inspector; creating the office of Oil Tester and Gauger; providing for the payment of said officers, and disposing of the inspection fees collected.

Ordered that said bills be read the second time.

The Constitutional provision as to the second reading of said bills at length being dispensed with, they were read the second time by their titles only.

Ordered that said bills be placed in the Orders of the Day.

Ordered that a leave of absence be granted Mr. Hawkins.

The hour of eleven o'clock having arrived, that being the hour for the Special Order of the Day, the House took up for consideration a bill entitled:

H. B. 114. An Act authorizing the incurring of an indebtedness of Fifty Million Dollars ($50,000,000.00), for the purpose of constructing and completing the Primary system of State highways, as defined in Sec. 5, Chapter 17, of the Acts of the General Assembly of 1920, and for the purpose of paying the indebtedness now due by the State to the various counties of the State on account of roads constructed under the State Aid Law; providing for the issual and sale of Fifty Million Dollars ($50,000,000.00) in bonds representing said indebtedness; providing an annual tax to retire said bonds and all interest thereon within thirty years; appropriating Ffty Million Dollars ($50,000,000.00) for the purpose of constructing and completing said Primary System of State Highways, and for the purpose of paying said State Aid Road indebtedness; providing the method of submitting said indebtedness to a vote of the people for their approval or rejection, and defining the duties of the officers charged with carrying out the provisions of this Act.

Said bill is as follows:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That if and when approved by the voters of the Commonwealth of Kentucky at an election to be held as hereinafter provided, the commissioners of the sinking fund of the Commonwealth of Kentucky are hereby authorized and directed to issue and sell Fifty Million Dollars ($50,000,000.00) in bonds of the Commonwealth of Kentucky, for the purpose of securing funds for the construction and completion of the primary system of state highways, set out and described in Section 5, Chapter 17, of the Acts of 1920, and for the purpose of paying the indebtedness owing by the Commonwealth of Kentucky to the various counties of the state on account of roads constructed under State Aid Laws in force prior to the passage of Chapter 17 of the Acts of 1920. Said bonds shall bear such a rate of interest as the commissioners of the sinking fund may determine, not exceeding five per cent per annum, payable semi-annually from the date of their issual. They shall not be sold at less than par and accrued interest. Said bonds shall be serial bonds, and shall be dated, issued and sold from time to time as hereinafter provided. Each of said bonds shall be in the denomination of One Hundred Dollars ($100.00), or some multiple thereof, as may be determined by the commissioners of the sinking fund. Said bonds shall be engraved and printed under the supervision and direction of the commissioners of the sinking fund, and shall be signed by the Governor of the Commonwealth of Kentucky in his official capacity, and countersigned by the Secretary of State in his official capacity, who shall affix thereto the great seal of the Commonwealth. Interest coupons with the lithographed facsimile signatures

of the Governor and Secretary of State thereon shall be attached to said bonds. Said bonds, both as to principal and interest, shall be payable in gold, of standard weight and fineness. Said bonds may, at the request of the owners, be registered as to principal only, with the Auditor of Public Accounts, upon the payment of a registry fee of One Dollar ($1.00) on each One Thousand Dollars ($1,000.00) of such bonds. Until the bonds provided for in this Act shall have been sold, they shall be deposited with the State Treasurer. All of said bonds shall be exempt from state, county, municipal and district taxation.

§ 2. Before any of said bonds shall be sold, the commissioners of the sinking fund shall advertise once each week for four consecutive weeks in three newspapers of general circulation in the state and in some recognized financial journal published in the City of New York, for bids therefor, and all bids submitted shall be in writing and sealed, and on the day fixed therefor shall be publicly opened by the commissioners of the sinking fund, at a place designated in the advertisement for bids. The cost incurred by the commissioners of the sinking fund in advertising for bids shall be certified by the commissioners of the sinking fund to the Auditor of Public Accounts for payment, and paid out of the general revenues of the state. Said bonds shall be sold to the highest and best bidder, and the right reserved to reject any and all bids.

§ 3. Not more than Ten Million Dollars ($10,000,000.00) in the aggregate of said bonds shall be issued within the first year after the approval of this indebtedness by the voters of the state in the manner hereinafter provided; not more than Ten Million Dollars ($10,000,000.00) in the aggregate of said bonds shall be issued within the second year after such approval; not more than Ten Million Dollars ($10,000,000.00) in the aggregate of said bonds shall be issued within the third year after such approval; not more than Ten Million Dollars ($10,000,000.00) in the aggregate of said bonds shall be issued

within the fourth year after such approval; not more than Ten Million Dollars ($10,000,000.00) in the aggregate of said bonds shall be issued within the fifth year after such approval; but if, at the end of the fifth year after such approval, all the bonds have not been issued as herein provided, the remainder thereof may be issued in the years following, as the needs therefor may appear. The periods of issual herein provided for shall be computed from the first day of January following the election at which this bond issue is approved by the voters of the state.

§ 4. Eight Million Dollars ($8,000,000.00) of said bonds in the aggregate shall be due and payable five years after the first day of January following the approval of this indebtedness by the voters of the state; One Million Dollars $1,000,000.00) in the aggregate of said bonds shall be due and payable each year at the end of six, seven, eight, nine and ten years, respectively, after the first day of January following the approval of this indebtedness by the voters of the state; One Million Two Hundred and Fifty Thousand Dollars ($1,250,000.00) in the aggregate of said bonds shall be due and payable each year at the end of eleven, twelve, thirteen and fourteen years, respectively, after the first day of January following the approval of this indebtedness by the voters of the state; One Million Five Hundred Thousand Dollars ($1,500,000.00) of said bonds in the aggregate shall be due and payable each year at the end of fifteen, sixteen, seventeen and eighteen years, respectively, after the first day of January, following the approval of this indebtedness by the voters of the state; One Million Seven Hundred and Fifty Thousand Dollars ($1,750,000.00) in the aggregate of said bonds shall be due and payable each year at the end of nineteen and twenty years, respectively, after the first day of January following such approval; Two Million Dollars ($2,000,000.00) in the aggregate of said bonds shall be due and payable each year at the end of twenty-one, twenty-two and twenty-three years, respectively, after the first day of Jan-

uary following such approval; Two Million Two Hundred and Fifty Thousand Dollars ($2,250,000.00) in the aggregate of said bonds shall be due and payable each year at the end of twenty-four, twenty-five and twenty-six years, respectively, after the first day of January following such approval; Two Million Five Hundred Thousand Dollars ($2,500,000.00) in the aggregate of said bonds shall be due and payable at the end of twenty-seven years after the first day of January following such approval; Two Million Seven Hundred and Fifty Thousand Dollars ($2,750,000.00) in the aggregate of said bonds shall be due and payable each year at the end of twenty-eight and twenty-nine years, respectively, after the first day of January following such approval; One Million Seven Hundred and Fifty Thousand Dollars ($1,750,000.00) in the aggregate of said bonds shall be due and payable at the end of thirty years after the first day of January following the approval of such indebtedness.

§ 5. Said bonds shall be a direct obligation of the Commonwealth of Kentucky, and the full faith and credit of the Commonwealth of Kentucky is hereby pledged for the payment of the said bonds and the interest thereon, and each year after this Act becomes fully operative, and until all of said bonds shall have been retired, there shall be included in and added to the tax levied for state purposes such a direct annual tax as shall be necessary and sufficient to pay the interest annually as it shall accrue on each and every bond issued under the provisions of this Act, and also to pay and discharge the principal of such bonds at par value as such bonds respectively fall due, and the respective amounts of such annual tax so levied are hereby appropriated for that specific purpose: provided, however, that on and after the date this Act becomes fully operative, all money paid into the state road fund on account of registration fees on motorcycles, passenger automobiles, trucks and chauffeurs, under the provisions of Chapter 90 of the Acts of the General Assembly of 1920, and under all Acts amendatory thereto,

and all money paid into the state road fund on account of a tax on gasoline sold at retail in this state under the provisions of Chapter 93 of the Acts of the General Assembly of 1920, and under all Acts amendatory thereto, and all money paid into the state road fund on account of the annual ad valorem tax of three cents on each One Hundred Dollars of property assessed for taxation in Kentucky, under the provisions of Chapter 4 of the Acts of the General Assembly of 1918, and under all Acts amendatory thereto, shall first be appropriated and used for the purpose of paying off and discharing annually the interest then due on said bonds and the principal thereof as same becomes due and payable; and all sums received by the road fund from said sources from and after the date this Act becomes fully operative shall be set aside and inviolably held for the payment of said indebtedness, both principal and interest; and the General Assembly, in fixing the rate of said direct annual tax, shall make proper allowance and reduction for all money received by the road fund from the above mentioned sources, and herein appropriated and set apart for the payment of the interest and principal of said indebtedness; and no direct annual tax shall be levied or collected for the payment of said indebtedness in any year in which a sufficient amount of money from said sources has been received and set apart to pay the interest as it shall accrue on said bonds for that year, and also to pay and discharge the principal of any of said bonds falling due during such year. Any sum received from said sources in any year in excess of the sum necessary to pay the interest due on said bonds for that year, and to pay and discharge the principal of said bonds as they fall due, shall be available to the State Highway Commission for maintenance of the primary system of state highways.

§ 6. Before the indebtedness herein authorized shall become valid or of any effect, and before any of the provisions of this Act shall become effective, the question of whether such indebtedness shall be incurred shall be submitted to the

legal voters of the Commonwealth of Kentucky at the regular general November election, 1922. It shall be the duty of the Secretary of State to cause this Act to be published four times in two newspapers of general circulation published in the state, and he shall also cause to be published at the same time and in the same manner the fact that the indebtedness authorized in said Act will be submitted to the voters for their approval or rejection at the regular general November election, 1922. Such publication shall be made so that the last publications shall be at least ninety days preceding the day of the election at which the said indebtedness is to be voted on. The bond issue herein authorized shall be submitted to the voters for their approval or rejection, by printing on the regular ballot the following words: "Do you favor the issual of Fifty Million Dollars ($50,000,000.00) in bonds of the state, for the purpose of constructing and completing the primary system of state highways, and for the purpose of paying the state aid road indebtedness?" Two small squares shall be printed on the ballot to the right of the question, one for votes favoring the bond issue, which shall be designated by the word "Yes," and one for votes opposing the bond issue, which shall be designated by the word "No." It shall be the duty of the Secretary of State, not less than forty days before the November election, 1922, to certify to the County Court Clerk of each county the question herein directed to be submitted, and it shall be the duty of the County Court Clerk to have the said question, as certified by the Secretary of State, indicated on the ballot as herein provided. The votes cast for and against said bond issue shall be counted, canvassed and certified to the State Board of Election Commissioners in the same manner as the votes cast for any officer elective by the voters of the whole state. In all other particulars the election shall be conducted in the same manner as other general elections are conducted. If it shall be found that a majority of the votes cast on the question are in favor of the bond issue, then all the provisions of this Act shall

immediately become operative. The result of the election shall immediately become operative. The result of the election shall be published by the Secretary of State in two daily newspapers of general circulation in this Commonwealth. The expenses incurred by the Secretary of State in the publications herein provided for shall be by him certified to the Auditor and paid out of the general expenditure fund.

§ 7. For the purpose of carrying out the provisions of this Act all funds derived from the sale of the bonds herein provided for are hereby appropriated to the State Highway Commission, and shall be set apart to the credit of the state road fund for use in the construction and completion of the said primary system of state highways, under the laws now governing the construction of said roads, or as they may be hereafter modified, re-enacted or amended, and for the purpose of paying the indebtedness owing by the Commonwealth of Kentucky to the various counties of the state on account of roads constructed under State Aid Laws in force prior to the passage of Chapter 17 of the Acts of 1920.

§ 8. The commissioners of the sinking fund are hereby charged with the duty of seeing that all funds levied, collected, and appropriated for the payment of interest on said bonds, and for the retirement of said bonds at maturity, shall be applied to that purpose and no other. In the event the indebtedness herein provided for is approved by the voters of the state in the manner provided for in Section 6 hereof, the said commissioners of the sinking fund shall, on or before December 1, 1922, certify to the Auditor of Public Accounts for the Commonwealth of Kentucky, and the Treasurer of the Commonwealth of Kentucky, the amount necessary to be set aside out of the funds herein provided for, to meet the first six months' installment of interest due on said bonds, and to provide such a proportion of the sinking fund required to be accumulated under this law as said six months' period should ratably bear, and annually thereafter on or before the

first day of July of each year, beginning July 1, 1923, said commissioners of the sinking fund shall likewise certify to the Auditor of Public Accounts and the Treasurer of the Commonwealth of Kentucky, the amount which shall be set aside from said funds for the purpose of paying the interest on the said bonds for the succeeding twelve months, and for the purpose of creating a sinking fund for the retirement of said bonds in such an amount as said twelve months' period should ratably bear. Upon the receipt of such certificate it shall be the duty of the treasurer, immediately out of the funds levied and appropriated under this Act, as fast as same are collected, to transfer the amount so certified on his books to the credit of the road bond sinking fund, same to become immediately available on the order of the commissioners of the sinking fund for the purpose of carrying out the provisions of this Act.

Mr. Strange moved that said bill be recommitted to the Committee on Public Roads and Highways.

Said motion was disagreed to.

Mr. Meyers moved that the motion by which the House refused to recommit said bill be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

Mr. Meyers moved that this Session of the House be extended until the matter under consideration is disposed of.

Said motion was agreed to.

Mr. C. A. Nelson offered the following Amendment to said bill.

Amend said act by adding section 9, which shall read as follows:

§ 9. A State Highway Advisory Commission is hereby created, which shall be composed of twelve members, one from each of the Congressional Districts of the State, as now constituted, and one from the State at Large. The membership of this Commission shall be equally divided between the Democratic and Republican parties, and no person shall be a member of the said State Highway Advisory Commission unless he shall have been a resident of the Commonwealth of Kentucky and of the district from which he is appointed for six years next before the date of appointment, and unless he is twenty-five years of age or over. No person shall be eligible to membership on said Commission who is either directly or indirectly interested in the production or sale of road construction material, nor shall any member of said Commission be interested either directly or indirectly in any contract made by the State Highway Commission.

The first State Highway Advisory Commission under the provisions of this act shall be composed of the following named persons:

From the First Congressional District, Clem S. Nunn of Marion, Kentucky.

From the Second Congressional District, Frank D. Rash of Earlington, Kentucky.

From the Third Congressional District, Gen. Wm. Siebert of Bowling Green, Kentucky.

From the Fourth Congressional District, Harry A. Sommers of Elizabethtown, Kentucky.

From the Fifth Congressional District, William Heyburn of Louisville, Kentucky.

From the Sixth Congressional District, Polk Laffoon of Covington, Kentucky.

From the Seventh Congressional District, John Stoll of Lexington, Kentucky.

From the Eighth Congressional District, George Welch of Danville, Kentucky.

From the Ninth Congressional District, T. A. Fields of Ashland, Kentucky.

From the Tenth Congressional District, Henry Laviers of Paintsville, Kentucky.

From the Eleventh Congressional District, J. C. Ogden of Somerset, Kentucky.

From the State at Large, Robert W. Bingham of Louisville, Kentucky.

It shall be the duty of said Commission to advise and consult with the Commissioners of the Sinking Fund in the sale of the bonds provided for in this act, and with the State Highway Commission in the letting of contracts for the construction of the primary roads referred to in this act out of the proceeds of said bond issue, and no contract for the sale of said bonds, or any part thereof, or for the construction of any primary roads out of the proceeds of said bond money, shall be valid unless and until same shall have been approved by a majority of the said State Highway Advisory Commission.

In event of the approval of the bond issue herein provided for by the people at the election herein provided for, the members of the said State Highway Advisory Commission shall assume the duties of their office on the first Monday in January, 1923, and their terms of office shall be for a period of four years from that date, and until their successors have been appointed and qualified. In December, 1926, and every four years thereafter, until the entire bond issue herein contemplated shall have been expended, the Governor shall appoint the members of the State Highway Advisory Commission to succeed those in office, and the members so appointed shall enter upon the discharge of their duties on the first

Monday in January following their appointment. Before entering upon the discharge of their duties, the members of the State Highway Advisory Commission herein provided for shall take an oath to faithfully perform their duties, and the further oath that they are neither directly nor indirectly interested in the production or the sale of road building material. The State Highway Advisory Commission shall elect a Chairman and Secretary from the membership of said Commission, and shall keep a record of their proceedings. The members of said Commission shall serve without compensation, but shall be allowed their necessary traveling expenses incurred in the discharge of their official duties. The members of said Commission shall be eligible to succeed themselves. In event of any vacancy in the membership of said Commission, occasioned by the death, resignation or failure to qualify of any person appointed by the provisions of this Act, or by the Governor, under the provisions thereof, the same shall be filled by appointment by the Governor. All vacancies must be filled by appointment from the same district as that in which the vacancy exists, and the person appointed to fill the vacancy shall be of the same political faith as his immediate predecessor. Seven members of said Commission shall constitute a quorum to do business.

The said Commission shall sit with the Commissioners of the Sinking Fund at all meetings of that body, where the purpose of the meeting is to receive bids for or to sell any portion of the bonds provided for under this act, and the record of the commissioners of the Sinking Fund shall show the presence of such members of the State Highway Advisory Commission as are present, and shall show the way in which such members voted on all questions coming before such meeting, and the minutes of such meeting shall be signed jointly by the Chairman of the Commissioners of the Sinking Fund and the Chairman of the State Highway Advisory Commission, and attested by the Secretary of the Commissioners of the Sinking Fund and the Secretary of said Advisory Com-

mission. No sale of any portion of the bonds herein provided for shall be valid unless the meeting of the Commissioners of the Sinking Fund at which such sale is made is attended by a quorum of the State Highway Advisory Commission, and a majority of those Commissioners attending, as well as a majority of those Commissioners of the Sinking Fund, authorize said sale. The said State Highway Advisory Commission shall sit with the State Highway Commission at all its meetings, at which contracts are let for the construction of any part of the primary system out of the proceeds of said bond issue, and the records of such meetings of such Highway Commission shall show the attendance of such members of the State Highway Advisory Commission as are in attendance and how they voted on the subjects coming before said meeting. The minutes shall be approved by the Chairman of the Highway Commission and the Chairman of the State Highway Advisory Commission, and attested by the Secretaries of the State Highway Commission and the State Highway Advisory Commission, respectively, and no such contract shall be let at any meeting at which less than seven members of the State Highway Advisory Commission attend, nor shall any such contract be made except upon the approval of a majority of those members of the State Highway Advisory Commission in attendance, and a majority of the State Highway Commission. The State Highway Advisory Commission shall not be required to keep a separate record of joint meetings of said Commission and the Commissioners of the Sinking Fund, nor of joint meetings of said Commission and the State Highway Commission, but the records of the joint meetings of the Commissioners of the Sinking Fund and the State Highway Advisory Commission and the State Highway Commission and the State Highway Advisory Commission kept as herein provided, shall be sufficient evidence of the approval of such contracts by the State Highway Advisory Commission as are by the terms of this section required to be approved by such Commission.

Mr. Gossett offered the following Amendment to the Amendment proposed by Mr. C. A. Nelson:

"Amend by substituting the name of 'J. W. Chaney of Warren County' for the name of 'William Siebert' as a member of the Advisory Commission from Third District."

Said Amendment was disagreed to.

Mr. Trumbo offered the following Amendment to the Amendment proposed by Mr. Nelson:

"Substitute the name of C. W. Rutter instead of T. A. Fields of the Ninth Congressional District."

Said Amendment was disagreed to.

Mr. Cundiff offered the following Amendment to the Amendment proposed by Mr. Nelson:

"Amend by substituting the name of M. M. Conley for that of Mr. T. A. Fields of the Ninth Congressional District."

Said Amendment was disagreed to.

The yeas and nays being required thereon by Messrs. Strange and Drury were as follows, viz:

Those who voted in the affirmative were—

Samuel W. Adams	H. C. Duffy	Arch L. Hamilton
C. W. Bennett	George W. Ellis	David J. Howard
J. E. Bickett	Emery L. Frazier	H. R. Lawrence
John E. Brown	W. L. Gossett	Martin Light
Lee Clark	Bryant Green	Rufus Lisle
Bryce Cundiff	Ed. A. Gullion	C. C. May
G. Lucien Drury	J. Edgar Hadden	Harry J. Meyers

Claude D. Minor	George W. Smith	D. D. Thornberry
B. A. Muster	Ira D. Smith	N. I. Toombs
C. D. McCaw	R. F. Stewart	Oscar Vest
Brodie Payne	Frank L. Strange	Geo. C. Waggoner
H. Walter Pierce	H. V. Thompson	W. G. Wheeler
Arthur Saunders	Geo. F. Thompson	T. C. Willis

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Those who voted in the negative were—

R. M. Amos	R. O. Huntsman	C. C. Oney
W. M. Boling	J. T. Jennings	Arch M. Quarles
J. F. Bosworth	Ira Jones	David I. Scott
Thos. Bowman	Wright Kelly	Lee L. Simons
Berl Boyd	S. B. Lane	Reuben E. Skaggs
Sam A. Cary	Oscar Leibson	H. Q. Thompson
E. B. Cross	Leon P. Lewis	John M. Tinsley
O. A. Denton	R. C. Moore	Chas. B. Truesdell
A. W. Dorsey	S. H. Moore	John L. Trumbo
W. D. Duncan	Ed. P. Murrah	Fred C. Vanhoose
Mrs. M. E. Flannery	W. T. McGuire	W. T. Walker
Dr. H. M. Fultz	R. D. McMurtry	W. S. Wallen
Oscar P. Harvey	E. E. Nelson	W. D. Watkins
Thos. O. Holder	Chas. A. Nelson	J. B. Wicker
N. T. Hopkins	Geo. W. Newman	

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Mr. Huntsman moved that the vote by which said Amendment was disagreed to be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

Mr. Strange offered the following Amendment to the Amendment proposed by Mr. C. A. Nelson:

"Amend by substituting of E. G. Dent of Bowling Green for that of Gen. William Siebert as the member of the Advisory Commission from the Third Congressional District."

Said Amendment was agreed to.

Mr. Vest offered the following Amendment to the Amendment proposed by Mr. C. A. Nelson:

"Amend by substituting the name of James Gayle of Carrollton for the name of Polk Laffoon of Covington."

Said Amendment was agreed to.

Mr. Vest moved that the motion by which said Amendment was agreed to be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

Mr. Waggoner offered the following Amendment to the Amendment proposed by Mr. C. A. Nelson:

"Amend by substituting the name of Rhodes Thomas of Georgetown, Kentucky, for the name of John Stoll of Lexington, Kentucky, as the member of the Advisory Commission from the Seventh Congressional District."

Said motion was disagreed to.

The yeas and nays being required thereon by Messrs. Strange and Clark were as follows, viz:

Those who voted in the affirmative were—

B. C. Beckmann	Lee Clark	H. C. Duffy
C. W. Bennett	E. B. Cross	George W. Ellis
W. M. Boling	Bryce Cundiff	Emery L. Frazier
Berl Boyd	O. A. Denton	W. L. Gossett
John E. Brown	G. Givens Dixon	Bryant Green
W. R. Button	A. W. Dorsey	Ed. A. Gullion

J. Edgar Hadden	H. Walter Pierce	N. I. Toombs
David J. Howard	Arch M. Quarles	John L. Trumbo
Lester Jeter	R. I. Rice	Oscar Vest
Martin Light	Ira D. Smith	Geo. C. Waggoner
Rufus Lisle	R. F. Stewart	W. T. Walker
Claude D. Minor	Frank L. Strange	W. D. Watkins
S. H. Moore	H. V. Thompson	W. G. Wheeler
C. D. McCaw	D. D. Thornberry	T. C. Willis
Brodie Payne	Garnett W. Tolin	

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Those who voted in the negative were—

Samuel W. Adams	J. T. Jennings	Chas. A. Nelson
R. M. Amos	Wright Kelly	Geo. W. Newman
J. E. Bickett	S. B. Lane	D. A. O'Donovan
J. F. Bosworth	H. R. Lawrence	S. R. Powell
Thos. Bowman	Oscar Leibson	David I. Scott
Sam A. Cary	Leon P. Lewis	Lee L. Simons
Chas. Chandler	C. C. May	Reuben E. Skaggs
J. C. Day	Harry J. Meyers	George W. Smith
G. Lucien Drury	Harry B. Miller	Geo. F. Thompson
Dr. H. M. Fultz	R. C. Moore	H. Q. Thompson
Arch L. Hamilton	Ed. P. Murrah	Jas. H. Thompson
Oscar P. Harvey	B. A. Muster	John M. Tinsley
Thos. O. Holder	W. T. McGuire	Chas. B. Truesdell
N. T. Hopkins	R. D. McMurtry	Fred C. Vanhoose
R. O. Huntsman	E. E. Nelson	W. S. Wallen

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Mr. Brown moved that the vote by which said Amendment was disagreed to be reconsidered.

Mr. Meyers moved that said motion lie on the table.

The motion of Mr. Meyers was disagreed to.

The yeas and nays being required thereon by Messrs. Strange and Meyers were as follows, viz:

Those who voted in the affirmative were—

Samuel W. Adams	N. T. Hopkins	W. T. McGuire
J. F. Bosworth	Wright Kelly	E. E. Nelson
Thos. Bowman	S. B. Lane	Chas. A. Nelson
Sam A. Cary	H. R. Lawrence	Geo. W. Newman
E. B. Cross	Oscar Leibson	D. A. O'Donovan
J. C. Day	Leon P. Lewis	Geo. F. Thompson
W. D. Duncan	Harry J. Meyers	John M. Tinsley
Dr. H. M. Fultz	Harry B. Miller	Chas. B. Truesdell
Arch L. Hamilton	R. C. Moore	John L. Trumbo

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Those who voted in the negative were—

R. M. Amos	Bryant Green	R. I. Rice
B. C. Beckmann	Ed. A. Gullion	Arthur Saunders
C. W. Bennett	J. Edgar Hadden	David I. Scott
J. E. Bickett	Oscar P. Harvey	Reuben E. Skaggs
W. M. Boling	David J. Howard	George W. Smith
Berl Boyd	R. O. Huntsman	Ira D. Smith
John E. Brown	J. T. Jennings	R. F. Stewart
W. R. Button	Lester Jeter	Frank L. Strange
Chas. Chandler	Martin Light	H. V. Thompson
Lee Clark	Rufus Lisle	D. D. Thornberry
Bryce Cundiff	C. C. May	Garnett W. Tolin
O. A. Denton	Claude D. Minor	N. I. Toombs
G. Givens Dixon	S. H. Moore	Oscar Vest
A. W. Dorsey	Ed. P. Murrah	Geo. C. Waggoner
G. Lucien Drury	C. D. McCaw	W. T. Walker
H. C. Duffy	C. C. Omey	W. S. Wallen
George W. Ellis	Brodie Payne	W. D. Watkins
Mrs. M. E. Flannery	H. Walter Pierce	W. G. Wheeler
Emery L. Frazier	S. R. Powell	J. B. Wicker
W. L. Gossett	Arch M. Quarles	T. C. Willis

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The motion of Mr. Brown was then agreed to.

Mr. Minor offered the following Amendment to the Amendment proposed by Mr. C. A. Nelson:

"Amend by substituting the name of J. A. Cheek of Danville for the name of G. W. Welch."

Said Amendment was agreed to.

The yeas and nays being required thereon by Messrs. Strange and Brown were as follows, viz:

Those who voted in the affirmative were—

B. C. Beckmann	J. Edgar Hadden	R. I. Rice
C. W. Bennett	Arch L. Hamilton	Arthur Saunders
J. E. Bickett	David J. Howard	Lee L. Simons
W. M. Boling	Lester Jeter	Ira D. Smith
Thos. Bowman	S. B. Lane	R. F. Stewart
Berl Boyd	H. R. Lawrence	Frank L. Strange
John E. Brown	Leon P. Lewis	H. V. Thompson
Sam A. Cary	Martin Light	D. D. Thornberry
Lee Clark	Harry B. Miller	John M. Tinsley
Bryce Cundiff	Claude D. Minor	Garnett W. Tolin
O. A. Denton	R. C. Moore	N. I. Toombs
G. Givens Dixon	S. H. Moore	John L. Trumbo
A. W. Dorsey	C. D. McCaw	Oscar Vest
G. Lucien Drury	W. T. McGuire	Geo. C. Waggoner
George W. Ellis	Chas. A. Nelson	W. T. Walker
Mrs. M. E. Flannery	D. A. O'Donovan	W. S. Wallen
Emery L. Frazier	C. C. Oney	W. D. Watkins
W. L. Gossett	Brodie Payne	W. G. Wheeler
Bryant Green	H. Walter Pierce	J. B. Wicker
Ed. A. Gullion	Arch M. Quarles	T. C. Willis

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Those who voted in the negative were—

Samuel W. Adams	Oscar P. Harvey	Ed. P. Murrah
J. F. Bosworth	N. T. Hopkins	R. D. McMurtry
Chas. Chandler	J. T. Jennings	Geo. W. Newman
E. B. Cross	Ira Jones	S. R. Powell
J. C. Day	Wright Kelly	Reuben E. Skaggs
W. D. Duncan	Oscar Leibson	Geo. F. Thompson
Dr. H. M. Fultz	Harry J. Meyers	Chas. B. Truesdell

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Mr. Minor moved that the vote by which said Amendment was agreed to be reconsidered and that motion lie on the table.

Said last named motion was agreed to.

Mr. E. E. Nelson offered the following Amendment to the Amendment proposed by Mr. C. A. Nelson:

"Amend by substituting the name W. T. Siler of Williamsburg for the name of E. L. Ogden as a member of the Advisory Commission from the Eleventh Congressional District."

Said Amendment was agreed to.

The yeas and nays being required thereon by Messrs. Strange and Nelson were as follows, viz:

Those who voted in the affirmative were—

C. W. Bennett	Bryant Green	George W. Smith
Thos. Bowman	Ed. A. Gullion	Ira D. Smith
Berl Boyd	J. Edgar Hadden	R. F. Stewart
John E. Brown	David J. Howard	Frank L. Strange
W. R. Button	Martin Light	H. Q. Thompson
E. B. Cross	Rufus Lisle	D. D. Thornberry
O. A. Denton	C. C. May	John M. Tinsley
G. Givens Dixon	R. C. Moore	Garnett W. Tolin
A. W. Dorsey	S. H. Moore	N. I. Toombs
G. Lucien Drury	W. T. McGuire	Oscar Vest
H. C. Duffy	E. E. Nelson	Geo. C. Waggoner
W. D. Duncan	C. C. Oney	W. T. Walker
George W. Ellis	Brodie Payne	W. D. Watkins
Mrs. M. E. Flannery	Arch M. Quarles	W. G. Wheeler
Emery L. Frazier	R. I. Rice	J. B. Wicker
Dr. H. M. Fultz	Arthur Saunders	T. C. Willis
W. L. Gossett	Lee L. Simons	

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Those who voted in the negative were—

Samuel W. Adams	J. T. Jennings	Chas. A. Nelson
R. M. Amos	Lester Jeter	Geo. W. Newman
J. E. Bickett	Ira Jones	David I. Scott
W. M. Boling	Wright Kelly	Reuben E. Skaggs
J. F. Bosworth	S. B. Lane	H. V. Thompson
Sam A. Cary	H. R. Lawrence	Geo. F. Thompson
Lee Clark	Leon P. Lewis	Chas. B. Truesdell
Arch L. Hamilton	Harry J. Meyers	John L. Trumbo
Oscar P. Harvey	Harry B. Miller	Fred C. Vanhoose
Thos. O. Holder	Claude D. Minor	W. S. Wallen
N. T. Hopkins	Ed. P. Murrah	
R. O. Huntsman	R. D. McMurtry	

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Mr. Nelson moved that the vote by which said Amendment was agreed to be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

Mr. Brown offered the following Amendment to the Amendment proposed by Mr. C. A. Nelson:

"Amend Sec. 9 by striking out lines 80, 81, 82, 83 and substituting therefor the following words, 'in the event of any vacancy in the membership of said Commission occasioned by the death, resignation or failure to qualify of any person appointed by the provisions of this Act under the provisions thereof, the same shall be filled by the remaining members of said Commission.' "

Said Amendment was agreed to.

The yeas and nays being required thereon by Messrs. Bosworth and Strange were as follows, viz:

Those who voted in the affirmative were—

C. W. Bennett	Berl Boyd	Lee Clark
J. E. Bickett	John E. Brown	Bryce Cundiff
W. M. Boling	W. R. Button	O. A. Denton

G. Givens Dixon	Leon P. Lewis	Ira D. Smith
A. W. Dorsey	Martin Light	R. F. Stewart
G. Lucien Drury	Rufus Lisle	Frank L. Strange
H. C. Duffy	C. C. May	H. V. Thompson
George W. Ellis	Claude D. Minor	D. D. Thornberry
Emery L. Frazier	R. C. Moore	Garnett W. Tolin
Dr. H. M. Fultz	S. H. Moore	N. I. Toombs
W. L. Gossett	W. T. McGuire	Oscar Vest
Bryant Green	C. C. Omey	Geo. C. Waggoner
Ed. A. Gullion	Brodie Payne	W. T. Walker
J. Edgar Hadden	H. Walter Pierce	W. D. Watkins
David J. Howard	Arch M. Quarles	W. G. Wheeler
Lester Jeter	R. I. Rice	T. C. Willis
S. B. Lane	Arthur Saunders	

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Those who voted in the negative were—

Samuel W. Adams	R. O. Huntsman	S. R. Powell
R. M. Amos	J. T. Jennings	David F. Scott
J. F. Bosworth	Ira Jones	Reuben E. Skaggs
Thos. Bowman	Wright Kelly	George W. Smith
Sam A. Cary	H. R. Lawrence	Geo. F. Thompson
Chas. Chandler	Harry J. Meyers	H. Q. Thompson
E. B. Cross	Ed. P. Murrah	John L. Trumbo
J. C. Day	R. D. McMurtry	Chas. B. Truesdell
W. D. Duncan	E. E. Nelson	John L. Trumbo
Oscar P. Harvey	Chas. A. Nelson	Fred C. Vanhoose
Thos. O. Holder	Geo. W. Newman	
N. T. Hopkins	D. A. O'Donovan	

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Mr. Strange moved that the Amendment proposed by Mr. C. A. Nelson lie on the table.

Said motion was disagreed to.

The yeas and nays being required thereon by Messrs. Strange and Drury were as follows, viz:

Those who voted in the affirmative were—

C. W. Bennett	Berl Boyd	A. W. Dorsey
J. E. Bickett	John E. Brown	G. Lucien Drury
W. M. Boling	G. Givens Dixon	H. C. Duffy

George W. Ellis	Rufus Lisle	D. D. Thornberry
Mrs. M. E. Flannery	Claude D. Minor	Garnett W. Tolin
Emery L. Frazier	S. H. Moore	N. I. Toombs
W. L. Gossett	Brodie Payne	Oscar Vest
J. Edgar Hadden	Arch M. Quarles	W. T. Walker
Arch L. Hamilton	Arthur Saunders	W. D. Watkins
David J. Howard	R. F. Stewart	W. G. Wheeler
Lester Jeter	Frank L. Strange	T. C. Willis
Martin Light	H. V. Thompson	

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Those who voted in the negative were—

Samuel W. Adams	R. O. Huntsman	D. A. O'Donovan
R. M. Amos	J. T. Jennings	C. C. Oney
J. F. Bosworth	Ira Jones	James Park
Thos. Bowman	Wright Kelly	H. Walter Pierce
W. R. Button	S. B. Lane	S. R. Powell
Sam A. Cary	H. R. Lawrence	R. I. Rice
Chas. Chandler	Leon P. Lewis	David I. Scott
Lee Clark	C. C. May	Lee L. Simons
E. B. Cross	Harry J. Meyers	Reuben E. Skaggs
Bryce Cundiff	Harry B. Miller	George W. Smith
J. C. Day	R. C. Moore	Ira D. Smith
O. A. Denton	Ed. P. Murrah	Geo. F. Thompson
W. D. Duncan	B. A. Muster	John M. Tinsley
Dr. H. M. Fultz	C. D. McCaw	Chas. B. Truesdell
Bryant Green	W. T. McGuire	John L. Trumbo
Ed. A. Gullion	R. D. McMurtry	Fred C. Vanhoose
Oscar P. Harvey	E. E. Nelson	Geo. C. Waggoner
Thos. O. Holder	Chas. A. Nelson	W. S. Wallen
N. T. Hopkins	Geo. W. Newman	J. B. Wicker

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Mr. Gullion offered the following Amendment to said bill:

Amend House Bill No. 114 by striking out the word "full" in line two of Section five, and inserting after the word "thereon" in line four of said section and before the word "and" in said line the following words:

" 'To the extent of all the State's taxable resources other than real estate, live stock, farm implements, farm machinery and farm products; provided, however, that this language shall not operate to prevent the conversion of three cents of the general ad valorem taxes into the road fund as provided in this Act;'

"So that when said Section is so amended it will read as follows, so far as the first 90 words thereof are concerned:

" 'Section 5. Said bonds shall be a direct obligation of the Commonwealth of Kentucky, and the faith and credit of the Commonwealth of Kentucky is hereby pledged for the payment of said bonds and the interest thereon to the extent of all the State's taxable resources other than real estate, live stock, farm implements, farm machinery and farm products; provided, however, that this language shall not operate to prevent the conversion of three cents out of the general ad valorem taxes into the road fund as provided in this Act.' "

Mr. Ira D. Smith offered the following Amendment to said bill:

"In line 5 of Sec. 6, strike out the figures '1922' and insert therein instead of the figures, '1924,' and wherever 1922 appears in said section substitute the figures 1924 instead thereof."

Mr. Payne offered the following Amendment to said bill:

"Amend by adding to said bill the following: 'that the real estate located in the Commonwealth of Kentucky shall not be liable for nor security for the payment of the bond issue set out in this bill nor for any interest thereon.' "

Mr. Boyd offered the following Amendment to said bill:

Amend H. B. 114, Section 7, by adding the following:

"The funds derived from the sale of the bonds herein provided shall be prorated among the different Counties. The basis for prorating shall be the number of miles of the Primary System of State Highways now incomplete in each County.

"But none of the funds derived from the sale of the bonds herein provided shall be used for the maintenance of construction of any road or roads which or may hereafter become a part of the Primary System of State Highways by Acts amendatory to Chapter 17 of the Acts of 1920 until such Primary System of State Highways as is set out in Chapter 17 of the Acts of 1920 shall have been completed."

Mr. Wheeler offered the following Amendment to said bill:

"Amend printed bill after the word 'tax' and preceding the word 'as' in the seventh line of Sec. 5 on page 5 by inserting the following: 'upon all property subject to taxation other than real estate.' "

Mr. Liebson offered the following Amendment to said bill:

"That Sec. 6 of H. B. 114 be amended by striking out the words, 'November election, 1922,' and substituting therefor the words, 'November election, 1923,' in line 5 of said section 6 of the said H. B. 114 and that the figures 1923 be inserted in lieu of the figures 1922 wherever the said figures 1922 appear in said bill."

Mr. Strange offered the following Amendment to said bill:

Amend House Bill No. 114 by adding thereto:

"The funds derived from the sale of bonds under the provisions of this Act shall be apportioned among the several counties of this State in the following manner, to-wit: One-third in proportion to population—one-third in proportion to area—one-third in proportion to the total assessed valuation of property within said respective counties, but no county shall receive more than two per cent of the funds thus apportioned.

"The judge of the county courts of each of the several counties of the State shall constitute an advisory committee to advise and counsel with the commission, in the expenditure of the funds apportioned to each county within their said respected counties and shall have notice of and may be present at all lettings and meetings of the commission affecting the improvement of the primary system roads within their said counties."

Mr. Strange offered the following Amendment to said bill:

Amend House Bill 114 by striking out all of Section 5 of said bill beginning at line 1 of same down to and including line 12 through the word "however," so that said Section 5 of said bill read as follows:

Sec. 5. That on and after the date this Act becomes fully operative, all money paid into the State road fund on account of registration fees on motorcycles, passenger automobiles, trucks and chauffeurs, under the provisions of Chapter 90 of the Acts of the General Assembly of 1920, and under all Acts amendatory thereto, and all money paid into the State road fund on account of a tax on gasoline sold at retail in this State under the provisions of Chapter 93 of the Acts of the General Assembly of 1920, and under all Acts amendatory thereto, and all money paid into the State road fund on account of the annual ad valorem tax of three cents.

on each One Hundred Dollars of property assessed for taxation in Kentucky, under the provisions of Chapter 4 of the Acts of the General Assembly of 1918, and under all Acts amendatory thereto, shall first be appropriated and used for the purpose of paying off and discharging annually the interest then due on said bonds and the principal thereof as same becomes due and payable; and all sums received by the road fund from said sources from and after the date this Act becomes fully operative shall be set aside and inviolably held for the payment of said indebtedness, both principal and interest; and the General Assembly in fixing the rate of said direct annual tax, shall make proper allowance and reduction for all money received by the road fund from the above mentioned sources, and herein appropriated and set apart for the payment of the interest and principal of said indebtedness; and no direct annual tax shall be levied or collected for the payment of said indebtedness in any year in which a sufficient amount of money from said sources has been received and set apart to pay the interest as it shall accrue on said bonds for that year, and also to pay and discharge the principal of any of said bonds falling due during such year. Any sum received from said sources in any year in excess of the sum necessary to pay the interest due on said bonds for that year, and to pay and discharge the principal of said bonds as they fall due, shall be available to the State Highway Commission for maintenance of the primary system of State highways.

Mr. Duffy offered the following Amendment to said bill:

"In Section 1, line 13, strike out the words 'not exceeding 5 per cent per annum' and insert in lieu thereof the words 'not exceeding 4 per cent per annum.' "

Mr. Drury offered the following Amendment to said bill:

"Amend by adding the following to said bill: 'That not over Ten Millions be spent for blueprints, not over Ten Mil-

lions for Civil Engineers' fees, not over Ten Millions for traveling expenses and hotel bills and that at all hazards Ten Millions be spent on the roads.' ''

Mr. George W. Smith offered the following Amendment to said bill:

''Amend H. B. 114, Sec. 7, by adding the following: 'the funds derived from sale of said bonds shall be apportioned to each County as its mileage as laid out by the primary system is of the primary system of State.' ''

Mr. Meyers offered the following Amendment to said bill:

1. Amend Sec. 1 by striking out all the words beginning with the word ''said,'' following the word ''fund,'' in the nineteenth line of the printed copy of the bill, and ending with the word ''taxation'' at the end of said section 1, and substituting in lieu thereof the following:

Said bonds shall be engraved or lithographed or printed under the supervision and direction of the Commissioners of the Sinking Fund, and shall be signed by the Governor of the Commonwealth of Kentucky in his official capacity, and countersigned by the Secretary of State in his official capacity, who shall affix thereto the great seal of the Commonwealth. Interest coupons with the facsimile signatures of the Governor and Secretary of State thereon shall be attached to said bonds. The delivery of any bonds or coupons so executed at any time thereafter shall be valid, although before the date of delivery the term of office of the officials signing such bonds or coupons shall have terminated. Said bonds, both as to principal and interest, shall be payable in gold, of the present standard weight and fineness, at such place or places as the Commissioners of the Sinking Fund may designate. Said bonds may, at the request of the owners, be registered, both as to principal and interest, with the Auditor of Public Accounts, upon

the payment of a registry fee of twenty-five cents on each One Thousand Dollars ($1,000.00) of such bonds. After the execution of any of the bonds provided for in this Act, and before their delivery to the purchaser thereof, they shall be deposited with the State Treasurer for safekeeping. All of said bonds shall be exempt from State, county, municipal and district taxation.

Mr. Meyers offered the following Amendment to said bill:

2. Amend Section 2 of the bill by substituting in lieu of the 1st, 2nd, 3rd, 4th, 5th, 6th and 7th lines of the printed bill, the following:

Before any of said bonds shall be sold, the Commissioners of the Sinking Fund shall advertise once in each of the four weeks preceding such sale in three newspapers of general circulation in the State, and in some recognized financial journal published in the City of New York, for bids therefor, and all bids shall be in writing and sealed, and on the day fixed therefor shall be publicly opened by the Commissioners of the Sinking Fund at a place designated in the advertisement for bids.

Mr. Meyers offered the following Amendment to said bill:

3. Amend section 5 by striking out all of lines 38, 39, 40, 41, 42 and 43 of the printed bill, and substituting in lieu thereof, the following:

"and also to provide a sinking fund in such an amount as said twelve months' period should ratably bear, for the retirement of said bonds as they mature. Any sum received from said sources in any year in excess of the sum necessary to pay the interest due on said bonds for that year, and to create that year's proportionate part of the sinking fund for the future retirement of the principal of said bonds as they fall due, shall be available to the State Highway Commission for maintenance of the primary system of State Highways."

Mr. Meyers offered the following Amendment to said bill.

4. "Amend Sec. 8 of the printed bill by striking out the word "sinking," between the word "bond" and the word "fund" in line 25 of Sec. 8 of the printed bill."

Mr. Meyers offered the following Amendment to said bill:

5. Amend the said bill by adding Section 10 to read as follows:

Sec. 10. The term "to construct," as used in this Act shall be construed to include the term "to improve," "to repair" and "to reconstruct," and the word "construction," as used in this Act, shall be construed to include improvement, reconstruction and repair.

Mr. Meyers offered the following Amendment to said bill.

6. Amend House Bill 114 by adding at the conclusion thereof, the following, as Section 11:

Section 11. That no delay in road construction may ensue pending the vote herein provided for, and the issue and sale of bonds, if authorized, any work hereafter done on the primary system of roads by the State and any county jointly, the contract for which work was actually let after this Act is passed and approved, or becomes a law without approval, shall be taken, treated and regarded as part of the work done under the provisions of this Act, and any funds expended by any county on such work shall be refunded and returned to said counties respectively without interest from the first available funds arising from a sale of the bonds authorized by this Act.

Mr. Meyers offered the following Amendment to said bill:

Amend the bill by adding Sec. 11, which shall read as follows:

Section 11. In order that no delay in road construction may ensue pending the vote herein provided for, and the issual and sale of bonds, if authorized, any work hereafter done on the primary system of roads by the State and any county jointly, the contract for which work is actually let after this act is passed and approved, or becomes a law after approval, shall be taken, treated and regarded as a part of the work done under the provisions of this Act, and any funds expended by any county on such work shall be refunded and returned to said counties, respectively, without interest, from the amount allotted to be expended in such county under the provisions of Section 7 of this Act.

Mr. Meyers offered the following Amendment to said bill:

8. Amend the bill by striking out all of Section 7 thereof and substituting in lieu thereof the following as Section 7:

Section 7. For the purpose of carrying out the provisions of this Act, all funds derived from the sale of bonds herein provided for are hereby appropriated to the Department of State Roads and Highways, and shall be set apart to the credit of the State road fund for use in the construction, improvement, reconstruction, repair and completion of said primary system of State Highways, under the laws now governing the construction of said roads or as they may be hereafter modified, re-enacted or amended, and for the purpose of paying the indebtedness owing by the Commonwealth of Kentucky to the various counties of the State on account of roads constructed under State aid laws in force prior to the passage of Chapter 17 of the Acts of the General Assembly of 1920.

Seventy per cent of that portion of said bond money left after the payment of said State aid indebtedness shall be ap-

portioned and expended by the State Highway Commission in the construction of said primary system of State Highways in the following manner: One-third in the ratio which the area of each county bears to the total area of the State, as shown by the United States Geological Survey; one-third in the ratio which the population of each county bears to the total population of the State, as shown by the Federal census of 1920; and one-third in the ratio which the mileage of the primary system of State Highways in each county bears to the total mileage of the primary system of State Highways in the State, as laid out and defined in Section 5, Chapter 17, of the Acts of the General Assembly of 1920. If under this system of apportionment to the various counties of the State, it should be found that there has been allotted to any county more than enough to complete the entire mileage of the primary system of State Highways laid out in that county by the provisions of Section 5, Chapter 17, of the Acts of the General Assembly of 1920, then any excess remaining after the completion of said primary system in said county shall be used by the State Highway Commission in completing the primary system of State Highways at such other points outside of said county as in the judgment of the Commission may be wise.

Thirty per cent of that portion of said bond money left after the payment of said State aid indebtedness shall be used by the State Highway Commission for the purpose of connecting up and completing the entire primary system of State Highways herein referred to, and may be expended by the State Highway Commission for said purposes at such places in said primary system and in such counties as in the judgment of the Commission is best calculated to carry out the purposes of this Act.

The purchasers of the bonds provided for in this Act shall not be charged with any responsibility to see to it that the proceeds of the sale of the bonds herein provided for shall be expended in the manner provided for in this Act.

At the hour of twelve-thirty o'clock P. M., Mr. Strange moved that the House do now recess until one-thirty o'clock P. M.

Said motion was agreed to.

And then the House recessed.

The hour of one-thirty o'clock having arrived the Speaker resumed the Chair and called the House to order.

A message was received from the Senate announcing that they had concurred in a bill and resolution which originated in the House of the following titles, viz:

H. B. 96. An Act to authorize the valuation of bonds and other securities held by Life Insurance Companies, Assessment Life Association and Fraternal Benefit Associations by the amortization method.

H. Res. 4. Resolution inviting the National Committee for Mental Hygiene to make a survey of conditions in the State of Kentucky.

Ordered that said bill and resolution be delivered to the Enrolling Clerk of the House.

That they had passed bills of the following titles, viz:

1. S. B. 72. An Act to enable Counties containing therein cities of the first class and such cities jointly to acquire, contract, furnish, equip and maintain Tuberculosis Hospitals in such Counties for the care, maintenance and treatment of persons afflicted with tuberculosis agreeably to the provisions of Sec. 3037c, Kentucky Statutes, Carroll's Edition, 1915, providing for the creation of Boards of Tuberculosis Hospitals.

2. S. B. 96. An Act making an appropriation for completing the monument on the birthplace of Jefferson Davis at Fairview.

3. S. Res. 4. Resolution requesting all towns and cities of this Commonwealth to print in large letters the names of such respective towns and cities in such conspicuous places as may be observed by aviators passing over such towns and cities.

Said bills were ordered printed and referred,

1. To Committee on Public Health.

2. To Committee on Appropriations.

3. To Committee on Military Affairs.

Mr. Strange moved that the House do now adjourn.

Said motion was agreed to.

And then the House adjourned.

WEDNESDAY, FEBRUARY 15, 1922.

The House was opened with prayer by the Rev. I. W. Wilcox of the Presbyterian Church, Southern Assembly, of Frankfort.

The roll was called and the following Members answered to their names, viz:

Samuel W. Adams	W. M. Boling	John E. Brown
B. C. Beckmann	J. F. Bosworth	Sam A. Cary
C. W. Bennett	Thos. Bowman	Chas. Chandler
J. E. Bickett	Berl Boyd	Lee Clark

E. B. Cross	S. B. Lane	David I. Scott
Bryce Cundiff	H. R. Lawrence	Lee L. Simons
J. C. Day	Oscar Leibson	Reuben E. Skaggs
O. A. Denton	Leon P. Lewis	George W. Smith
G. Givens Dixon	Martin Light	Ira D. Smith
A. W. Dorsey	Rufus Lisle	R. F. Stewart
G. Lucien Drury	C. C. May	Frank L. Strange
H. C. Duffy	Harry J. Meyers	H. V. Thompson
W. D. Duncan	Harry B. Miller	Geo. F. Thompson
George W. Ellis	R. C. Moore	H. Q. Thompson
Mrs. M.E. Flannery	S. H. Moore	D. D. Thornberry
Emery L. Frazier	Ed. P. Murrah	John M. Tinsley
Dr. H. M. Fultz	B. A. Muster	Garnett W. Tolin
W. L. Gossett	C. D. McCaw	N. I. Toombs
Bryant Green	W. T. McGuire	Chas. B. Truesdell
Ed. A. Gullion	R. D. McMurtry	John L. Trumbo
J. Edgar Hadden	E. E. Nelson	Fred C. Vanhoose
Arch L. Hamilton	Chas. A. Nelson	Oscar Vest
Oscar P. Harvey	Geo. W. Newman	Geo. C. Waggoner
N. T. Hopkins	C. C. Oney	W. T. Walker
Frank J. Humbert	Brodie Payne	W. S. Wallen
J. T. Jennings	H. Walter Pierce	W. D. Watkins
Lester Jeter	Arch M. Quarles	W. G. Wheeler
Ira Jones	R. I. Rice	J. B. Wicker
Wright Kelly	Arthur Saunders	T. C. Willis

The reading of the Journal of yesterday's proceedings was dispensed with.

Mr. Cundiff offered the following Resolution, namely:

Whereas, the House of Representatives of the General Assembly, acting in conjunction with the Senate, has heretofore appointed a committee to inquire into and investigate the Board of Charities and Corrections, and

Whereas, said committee, composed of members of this House and the Senate have been diligently carrying out the orders of this body, and orders of the Senate, in trying to bring before the public, in detail, the handling of the said institutions under the direction of the Board of Charities and Cor-

rection and the management of Commissioner Byers, and

Whereas, said committee, when organized, selected the Hon. G. L. Drury, Representative from Union County, and a member of the said committee, to interrogate the witnesses coming before said committee, and

Whereas, the said G. L. Drury has carried out the wishes of said committee in a painstaking and efficient manner, and in his interrogations has simply been the spokesman of the Committee, and

Whereas, the Louisville Times, in its issue of February 14th, 1922, made a malicious attack upon the said G. L. Drury, and attempted to turn into ridicule the deliberation of said committee and the proceedings of this body.

Now therefore be it resolved, 1. That the members of the House of Representatives of the General Assembly of Kentucky denounce such unwarranted attacks upon the members of said committee and the proceedings of this House.

2. That we heartily endorse the proceedings of said committee and commend the members of same for their painstaking efforts to bring out the truth, and to extend to them our full co-operation in the furtherance of their deliberations.

3. That we deem it unfair and unpatriotic for any newspaper in the State of Kentucky to denounce and ridicule this committee, before it has finished or published its deliberations.

4. That a copy of this resolution be spread upon the Journal of the House of Representatives, and a copy of same be forthwith transmitted to the Louisville Times, by the Chief Clerk of this body.

Said Resolution was agreed to.

The House resumed consideration of H. B. 114.

Mr. Strange moved the Amendment offered by Mr. C. A. Nelson on yesterday be not taken up for consideration until all other pending Amendments are disposed of.

Said motion was disagreed to.

The yeas and nays being required thereon by Messrs. Strange and Nelson were as follows, viz:

Those who voted in the affirmative were—

B. C. Beckmann	Ed. A. Gullion	Arthur Saunders
C. W. Bennett	J. Edgar Hadden	R. F. Stewart
J. E. Bickett	Arch L. Hamilton	Frank L. Strange
W. M. Boling	David J. Howard	H. V. Thompson
Berl Boyd	Lester Jeter	D. D. Thornberry
John E. Brown	Martin Light	Garnett W. Tolin
G. Givens Dixon	Rufus Lisle	N. I. Toombs
A. W. Dorsey	Claude D. Minor	Oscar Vest
G. Lucien Drury	S. H. Moore	Geo. C. Waggoner
H. C. Duffy	C. D. McCaw	W. T. Walker
George W. Ellis	Brodie Payne	W. D. Watkins
Emery L. Frazier	H. Walter Pierce	W. G. Wheeler
W. L. Gossett	Arch M. Quarles	T. C. Willis

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Those who voted in the negative were—

Samuel W. Adams	J. T. Jennings	C. C. Oney
R. M. Amos	Ira Jones	James Park
J. F. Bosworth	Wright Kelly	S. R. Powell
Thos. Bowman	S. B. Lane	R. L. Rice
Sam A. Cary	H. R. Lawrence	J. L. Richardson
Chas. Chandler	Oscar Leibson	David I. Scott
Lee Clark	Leon P. Lewis	Lee L. Simons
E. B. Cross	C. C. May	Reuben E. Skaggs
Bryce Cundiff	Harry J. Meyers	George W. Smith
O. A. Denton	Harry B. Miller	Geo. F. Thompson
W. D. Duncan	R. C. Moore	H. Q. Thompson
Mrs. M. E. Flannery	Ed. P. Murrah	John M. Tinsley
Dr. H. M. Fultz	B. A. Muster	Chas. B. Truesdell
Bryant Green	W. T. McGuire	John L. Trumbo
Oscar P. Harvey	R. D. McMurtry	Fred C. Vanhoose
N. T. Hopkins	E. E. Nelson	W. S. Wallen
Frank J. Humbert	Chas. A. Nelson	J. B. Wicker
R. O. Huntsman	Geo. W. Newman	

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Mr. Meyers moved to postpone the consideration of the Special Order of the Day to-wit: H. B. 147, until the matter under consideration be disposed of.

Said motion was agreed to.

The Amendment as offered by Mr. C. A. Nelson on yesterday was agreed to.

(For Amendment see House Journal, February 14.)

The yeas and nays being required thereon by Messrs. Nelson and Strange were as follows, viz:

Those who voted in the affirmative were—

Samuel W. Adams	Dr. H. M. Fultz	S. H. Moore
R. M. Amos	Bryant Green	Ed. P. Murrah
C. W. Bennett	Ed. A. Gullion	B. A. Muster
J. E. Bickett	J. Edgar Hadden	W. T. McGuire
W. M. Boling	Oscar P. Harvey	R. D. McMurtry
J. F. Bosworth	Thos. O. Holder	E. E. Nelson
Thos. Bowman	N. T. Hopkins	Chas. A. Nelson
Berl Boyd	Frank J. Humbert	Geo. W. Newman
John E. Brown	R. O. Huntsman	C. C. Oney
W. R. Button	J. T. Jennings	James Park
Sam A. Cary	Ira Jones	H. Walter Pierce
Chas. Chandler	Wright Kelly	S. R. Powell
Lee Clark	S. B. Lane	Arch M. Quarles
E. B. Cross	H. R. Lawrence	R. I. Rice
Bryce Cundiff	Oscar Leibson	J. L. Richardson
J. C. Day	Leon P. Lewis	David I. Scott
O. A. Denton	Martin Light	Lee L. Simons
G. Givens Dixon	C. C. May	Reuben E. Skaggs
A. W. Dorsey	Harry J. Meyers	George W. Smith
W. D. Duncan	Harry B. Miller	Ira D. Smith
Mrs. M. E. Flannery	R. C. Moore	R. F. Stewart

Geo. F. Thompson	N. I. Toombs	Geo. C. Waggoner
H. Q. Thompson	Chas. B. Truesdell	W. T. Walker
D. D. Thornberry	John L. Trumbo	W. S. Wallen
John M. Tinsley	Fred C. Vanhoose	W. D. Watkins
Garnett W. Tolin	Oscar Vest	J. B. Wicker

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Those who voted in the negative were—

G. Lucien Drury	David J. Howard	Arthur Saunders
H. C. Duffy	C. D. McCaw	
W. L. Gossett	Brodie Payne	

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The Amendment as offered by Mr. Gullion on yesterday was disagreed to.

(For Amendment see House Journal, February 14.)

The yeas and nays being required thereon by Messrs. Meyers and Miller were as follows, viz:

Those who voted in the affirmative were—

C. W. Bennett	Ed. A. Gullion	George W. Smith
J. E. Bickett	J. Edgar Hadden	R. F. Stewart
W. M. Boling	David J. Howard	Frank L. Strange
Berl Boyd	Lester Jeter	H. V. Thompson
John E. Brown	Martin Light	H. Q. Thompson
Lee Clark	Rufus Lisle	D. D. Thornberry
O. A. Denton	Claude D. Minor	Garnett W. Tolin
G. Givens Dixon	S. H. Moore	N. I. Toombs
A. W. Dorsey	James Park	Oscar Vest
G. Lucien Drury	Brodie Payne	W. T. Walker
H. C. Duffy	H. Walter Pierce	W. D. Watkins
George W. Ellis	Arch M. Quarles	W. G. Wheeler
Emery L. Frazier	R. I. Rice	T. C. Willis
W. L. Gossett	Arthur Saunders	

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Those who voted in the negative were—

Samuel W. Adams	Frank J. Humbert	E. E. Nelson
R. M. Amos	R. O. Huntsman	Chas. A. Nelson
B. C. Beckmann	J. T. Jennings	Geo. W. Newman
J. F. Bosworth	Ira Jones	C. C. Oney
Thos. Bowman	Wright Kelly	S. R. Powell
W. R. Button	S. B. Lane	J. L. Richardson
Sam A. Cary	H. R. Lawrence	David I. Scott
Chas. Chandler	Oscar Leibson	Lee L. Simons
E. B. Cross	Leon P. Lewis	Reuben E. Skaggs
Bryce Cundiff	C. C. May	Ira D. Smith
J. C. Day	Harry J. Meyers	Geo. F. Thompson
W. D. Duncan	Harry B. Miller	John M. Tinsley
Mrs. M. E. Flannery	R. C. Moore	Chas. B. Truesdell
Dr. H. M. Fultz	Ed. P. Murrah	John L. Trumbo
Bryant Green	B. A. Muster	Fred C. Vanhoose
Oscar P. Harvey	C. D. McCaw	Geo. C. Waggoner
Thos. O. Holder	W. T. McGuire	W. S. Wallen
N. T. Hopkins	R. D. McMurtry	J. B. Wicker

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By unanimous consent the Amendment offered by Mr. Ira D. Smith on yesterday was withdrawn.

Mr. Ira D. Smith then offered the following Amendment:

"In Section 8 of the printed bill strike out in line 8 the figures '1922' and substitute therefor the figures '1923,' and in line 15 of said Section strike out the figures '1923' and substitute therefor the figures '1924.'"

By unanimous consent the Amendment offered by Mr. Green on yesterday was withdrawn.

Mr. Payne moved that this Session of the House be extended indefinitely.

Said motion was agreed to.

Mr. Richardson moved that the House do now recess from twelve-thirty o'clock P. M. until one-thirty o'clock P. M.

Said motion was agreed to.

And then the House recessed.

The hour of one-thirty o'clock P. M. having arrived, the Speaker resumed the Chair and called the House to order.

The Amendment offered by Mr. Ira D. Smith was agreed to.

By unanimous consent the Amendment offered by Mr. Payne was withdrawn.

The Amendment offered by Mr. Boyd was disagreed to.

The yeas and nays being required thereon by Messrs. Boyd and Gossett were as follows, viz:

Those who voted in the affirmative were—

C. W. Bennett	J. Edgar Hadden	George W. Smith
J. E. Bickett	David J. Howard	Frank L. Strange
Berl Boyd	Lester Jeter	H. V. Thompson
John E. Brown	Martin Light	D. D. Thornberry
Lee Clark	Rufus Lisle	Garnett W. Tolin
Bryce Cundiff	C. C. May	N. I. Toombs
O. A. Denton	Claude D. Minor	Oscar Vest
G. Givens Dixon	S. H. Moore	W. T. Walker
G. Lucien Drury	Brodie Payne	W. D. Watkins
George W. Ellis	H. Walter Pierce	W. G. Wheeler
Emery L. Frazier	Arch M. Quarles	J. B. Wicker
W. L. Gossett	R. I. Rice	T. C. Willis
Ed. A. Gullion	Arthur Saunders	

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Those who voted in the negative were—

Samuel W. Adams	J. T. Jennings	D. A. O'Donovan
R. M. Amos	Ira Jones	C. C. Oney
B. C. Beckmann	Wright Kelly	James Park
J. F. Bosworth	S. B. Lane	S. R. Powell
Thos. Bowman	H. R. Lawrence	J. L. Richardson
Sam A. Cary	Oscar Leibson	David I. Scott
Chas. Chandler	Leon P. Lewis	Reuben E. Skaggs
E. B. Cross	Harry J. Meyers	Ira D. Smith
W. D. Duncan	Harry B. Miller	R. F. Stewart
Mrs. M. E. Flannery	R. C. Moore	Geo. F. Thompson
Dr. H. M. Fultz	Ed. P. Murrah	John M. Tinsley
Bryant Green	B. A. Muster	Chas. B. Truesdell
Oscar P. Harvey	W. T. McGuire	John L. Trumbo
Thos. O. Holder	R. D. McMurtry	Geo. C. Waggoner
N. T. Hopkins	F. E. Nelson	W. S. Wallen
Frank J. Humbert	Chas. A. Nelson	
R. O. Huntsman	Geo. W. Newman	—49

Mr. Meyers moved that the vote by which said motion was disagreed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

Mr. Minor moved that a bill entitled H. B. 119, which was the Special Order of the Day for two o'clock P. M., be made the Special Order of the Day following the disposition of the matter under consideration and the further disposition of a bill entitled H. B. 147, which was previously made the Special Order of the Day for eleven o'clock A. M.

Said motion was agreed to.

The yeas and nays being required thereon by Messrs. Strange and Brown were as follows, viz:

Those who voted in the affirmative were—

Samuel W. Adams	J. F. Bosworth	Chas. Chandler
R. M. Amos	Thos. Bowman	E. B. Cross
B. C. Beckmann	Sam A. Cary	Bryce Cundiff

J. C. Day	Leon P. Lewis	S. R. Powell
W. D. Duncan	C. C. May	J. L. Richardson
Mrs. M. E. Flannery	Harry J. Meyers	David I. Scott
Dr. H. M. Fultz	Harry B. Miller	Reuben E. Skaggs
Oscar P. Harvey	R. C. Moore	Ira D. Smith
Thos. O. Holder	Ed. P. Murrah	Geo. F. Thompson
N. T. Hopkins	B. A. Muster	H. Q. Thompson
Frank J. Humbert	W. T. McGuire	John M. Tinsley
R. O. Huntsman	R. D. McMurtry	Chas. B. Truesdell
J. T. Jennings	E. E. Nelson	John L. Trumbo
Ira Jones	Chas. A. Nelson	Fred C. Vanhoose
Wright Kelly	Geo. W. Newman	W. S. Wallen
S. B. Lane	D. A. O'Donovan	J. B. Wicker
H. R. Lawrence	C. C. Oney	
Oscar Leibson	James Park	

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Those who voted in the negative were—

C. W. Bennett	Bryant Green	Lee L. Simons
J. E. Bickett	Ed. A. Gullion	George W. Smith
W. M. Boling	J. Edgar Hadden	R. F. Stewart
Berl Boyd	Arch L. Hamilton	Frank L. Strange
John E. Brown	David J. Howard	H. V. Thompson
W. R. Button	Lester Jeter	D. D. Thornberry
Lee Clark	Martin Light	Garnett W. Tolin
O. A. Denton	Rufus Lisle	N. I. Toombs
G. Givens Dixon	Claude D. Minor	Oscar Vest
A. W. Dorsey	S. H. Moore	Geo. C. Waggoner
G. Lucien Drury	Brodie Payne	W. T. Walker
H. C. Duffy	H. Walter Pierce	W. D. Watkins
George W. Ellis	Arch M. Quarles	W. G. Wheeler
Emery L. Frazier	R. I. Rice	T. C. Willis
W. L. Gossett	Arthur Saunders	

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By unanimous consent the Amendment offered by Mr. Wheeler on yesterday was withdrawn.

Mr. Drury moved that the House do now adjourn.

Said motion was disagreed to.

The Amendment offered by Mr. Liebson to said bill on yesterday was withdrawn by unanimous consent.

The Amendment as offered by Mr. Strange to said bill on yesterday was disagreed to.

Mr. Meyers moved that the vote by which said Amendment was disagreed to be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

By unanimous consent the second Amendment offered by Mr. Strange to said bill on yesterday was withdrawn.

The Amendment as offered by Mr. Duffy on yesterday was disagreed to.

Mr. Meyers moved that the vote by which said Amendment was disagreed to be reconsidered and that said motion lie on the table.

The Amendment offered by Mr. Drury on said bill on yesterday was withdrawn by unanimous consent.

The Amendment offered by Mr. George W. Smith to said bill on yesterday was withdrawn by unanimous consent.

The Amendment of Mr. Meyers, numbered 6 in the Journal as of yesterday, was withdrawn by unanimous consent.

All Amendments except the one last above referred to, offered by Mr. Meyers on yesterday, were agreed to.

Mr. Lisle moved that the House do now adjourn.

Said motion was disagreed to.

The Amendment offered by Mr. Brown on yesterday to said bill was disagreed to.

The yeas and nays being required thereon by Messrs. Brown and Payne were as follows, viz:

Those who voted in the affirmative were—

C. W. Bennett	Emery L. Frazier	Arthur Saunders
J. E. Bickett	W. L. Gossett	R. F. Stewart
W. M. Boling	J. Edgar Hadden	Frank L. Strange
Berl Boyd	David J. Howard	H. V. Thompson
John E. Brown	Lester Jeter	D. D. Thornberry
W. R. Button	Martin Light	Garnett W. Tolin
Lee Clark	Rufus Lisle	N. I. Toombs
G. Givens Dixon	Claude D. Minor	Oscar Vest
A. W. Dorsey	S. H. Moore	W. T. Walker
G. Lucien Drury	Brodie Payne	W. D. Watkins
H. C. Duffy	H. Walter Pierce	W. G. Wheeler
George W. Ellis	Arch M. Quarles	T. C. Willis

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Those who voted in the negative were—

Samuel W. Adams	Oscar P. Harvey	Ed. P. Murrah
R. M. Amos	Thos. O. Holder	B. A. Muster
B. C. Beckmann	N. T. Hopkins	W. T. McGuire
J. F. Bosworth	Frank J. Humbert	R. D. McMurtry
Thos. Bowman	R. O. Huntsman	E. E. Nelson
Sam A. Cary	J. T. Jennings	Chas. A. Nelson
Chas. Chandler	Ira Jones	Geo. W. Newman
E. B. Cross	Wright Kelly	D. A. O'Donovan
Bryce Cundiff	S. B. Lane	C. C. Oney
J. C. Day	H. R. Lawrence	James Park
W. D. Duncan	Oscar Leibson	S. R. Powell
Mrs. M. E. Flannery	Leon P. Lewis	R. I. Rice
Dr. H. M. Fultz	C. C. May	J. L. Richardson
Bryant Green	Harry J. Meyers	David I. Scott
Arch L. Hamilton	Harry B. Miller	Reuben E. Skaggs

George W. Smith	John M. Tinsley	Geo. C. Waggoner
Ira D. Smith	Chas. B. Truesdell	W. S. Wallen
Geo. F. Thompson	John L. Trumbo	J. B. Wicker
H. Q. Thompson	Fred C. Vanhoose	

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Mr. Meyers moved that the vote by which said Amendment was disagreed to be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

Mr. Lisle moved that the House do now adjourn.

Said motion was disagreed to.

Mr. Boyd offered the following Amendment to said bill:

"Amend H. B. 114 by adding the following Section:

"It shall be unlawful for any one to obtain a contract under the provisions of the above bill who is related by blood or marriage to any member of the Commission having in its charge any work or letting of contracts for road building, road material or road machinery. Any one violating these provisions shall be fined not less than Five Hundred Dollars nor more than Five Thousand Dollars. Both the contractor and commissioner shall be guilty."

Said Amendment was agreed to.

Mr. Meyers moved that the vote by which said Amendment was agreed to be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

Mr. Hamilton offered the following Amendment to said bill:

"Amend the bill by adding thereto Section 12 to read as follows:

"Sec. 12. It shall be the duty of the Attorney General, before the election herein provided for, to bring or cause to be brought a suit to test the constitutionality of this Act, and if any Section of this Act is finally held unconstitutional by the Court of Appeals, the bonds herein provided for shall not be issued, it being the intent of the General Assembly to enact this law as a whole and not by Sections."

Said Amendment was agreed to.

Mr. Hamilton moved that the vote by which said Amendment was agreed to be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

Mr. Vest moved that said bill be recommitted.

Said motion was disagreed to.

The yeas and nays being required thereon by Messrs. Strange and Vest were as follows, viz:

Those who voted in the affirmative were—

C. W. Bennett	Lee Clark	Emery L. Frazier
J. E. Bickett	O. A. Denton	W. L. Gossett.
W. M. Boling	G. Givens Dixon	Ed. A. Gullion
Berl Boyd	A. W. Dorsey	J. Edgar Hadden
John E. Brown	G. Lucien Drury	David J. Howard
W. R. Button	H. C. Duffy	Lester Jeter

Martin Light	R. I. Rice	Oscar Vest
Rufus Lisle	Arthur Saunders	Geo. C. Waggoner
Claude D. Minor	R. F. Stewart	W. T. Walker
S. H. Moore	Frank L. Strange	W. D. Watkins
C. D. McCaw	H. V. Thompson	W. G. Wheeler
Brodie Payne	D. D. Thornberry	T. C. Willis
H. Walter Pierce	Garnett W. Tolin	
Arch M. Quarles	N. I. Toombs	

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Those who voted in the negative were—

Samuel W. Adams	R. O. Huntsman	Geo. W. Newman
R. M. Amos	J. T. Jennings	D. A. O'Donovan
B. C. Beckmann	Ira Jones	C. C. Oney
J. F. Bosworth	Wright Kelly	James Park
Thos. Bowman	S. B. Lane	S. R. Powell
Sam A. Cary	H. R. Lawrence	J. L. Richardson
Chas. Chandler	Oscar Leibson	David I. Scott
E. B. Cross	Leon P. Lewis	Reuben E. Skaggs
Bryce Cundiff	C. C. May	George W. Smith
J. C. Day	Harry J. Meyers	Ira D. Smith
W. D. Duncan	Harry B. Miller	Geo. F. Thompson
Mrs. M. E. Flannery	R. C. Moore	H. Q. Thompson
Dr. H. M. Fultz	Ed. P. Murrah	John M. Tinsley
Bryant Green	B. A. Muster	Chas. B. Truesdell
Oscar P. Harvey	W. T. McGuire	John L. Trumbo
Thos. O. Holder	R. D. McMurtry	Fred C. Vanhoose
N. T. Hopkins	E. E. Nelson	W. S. Wallen
Frank J. Humbert	Chas. A. Nelson	J. B. Wicker

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Mr. Meyers moved that the vote by which said motion was lost be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

Mr. Duffy moved that the House do now adjourn.

Said motion was disagreed to.

Mr. Minor moved the Previous Question.

The vote being taken on ordering the main question, it was decided in the affirmative.

Mr. Lisle moved that the House do now adjourn.

Said motion was disagreed to.

Ordered that the bill under consideration be engrossed and read the third time.

The Constitutional provision as to the third reading of said bill at length and the same being engrossed, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz:

Those who voted in the affirmative were—

Samuel W. Adams	Arch L. Hamilton	B. A. Muster
R. M. Amos	Oscar P. Harvey	C. D McCaw
J. F. Bosworth	Thos. O. Holder	W. T. McGuire
Thos. Bowman	N. T. Hopkins	R. D. McMurtry
W. R. Button	Frank J. Humbert	E. E. Nelson
Sam A. Cary	R. O. Huntsman	Chas. A. Nelson
Chas. Chandler	J. T. Jennings	Geo. W. Newman
Lee Clark	Ira Jones	D. A. O'Donovan
E. B. Cross	Wright Kelly	C. C. Oney
Bryce Cundiff	S. B. Lane	H. Walter Pierce
J. C. Day	H. R. Lawrence	S. R. Powell
O. A. Denton	Oscar Leibson	R. I. Rice
W. D. Duncan	Leon P. Lewis	J. L. Richardson
George W. Ellis	C. C. May	David I. Scott
Mrs. M. E. Flannery	Harry J. Meyers	Lee L. Simons
Dr. H. M. Fultz	Harry B. Miller	Reuben E. Skaggs
Bryant Green	R. C. Moore	George W. Smith
Ed. A. Gullion	Ed. P. Murrah	Ira D. Smith

Geo. F. Thompson	Chas. B. Truesdell	Geo. C. Waggoner
H. Q. Thompson	John L. Trumbo	W. S. Wallen
John M. Tinsley	Fred C. Vanhoose	J. B. Wicker

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Those who voted in the negative were—

B. C. Beckmann	J. Edgar Hadden	Frank L. Strange
C. W. Bennett	David J. Howard	H. V. Thompson
J. E. Bickett	Lester Jeter	D. D. Thornberry
W. M. Boling	Martin Light	Garnett W. Tolin
Berl Boyd	Rufus Lisle	N. I. Toombs
John E. Brown	Claude D. Minor	Oscar Vest
G. Givens Dixon	S. H. Moore	W. T. Walker
A. W. Dorsey	James Park	W. D. Watkins
G. Lucien Drury	Brodie Payne	W. G. Wheeler
H. C. Duffy	Arch M. Quarles	T. C. Willis
Emery L. Frazier	Arthur Saunders	
W. L. Gossett	R. F. Stewart	

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Mr. Meyers moved that the title of said bill be amended to read as follows, viz.:

An Act authorizing the incurring of an indebtedness of Fifty Million Dollars ($50,000,000.00), for the purpose of constructing, improving, repairing, reconstructing and completing the primary system of State Highways, as defined in Section 5, Chapter 17, of the Acts of the General Assembly of 1920, and for the purpose of paying the indebtedness owing by the State to the various counties of the State on account of roads constructed under the State Aid plan; providing for the issual and sale of Fifty Million Dollars ($50,000,000.00) in bonds representing said indebtedness, and providing an annual tax to retire said bonds and all interest thereon within thirty years; appropriating and setting aside, for the purpose of paying the interest on said bonds and retiring same at maturity, all funds received from the automobile license tax, the retail gasoline tax and the three-cent ad valorem road

tax, and all funds collected under any laws amendatory of the laws imposing said taxes, to the extent that said funds are necessary for that purpose; appropriating Fifty Million Dollars ($50,000,000.00) for the purpose of constructing, improving, repairing, reconstructing and completing said primary system of State Highways, and for the purpose of paying said State Aid road indebtedness; creating a State Highway Advisory Commission of twelve members to act with the Commissioners of the Sinking Fund in the sale of said bonds, and to act with the State Highway Commission in letting contracts for the construction of said primary roads out of the proceeds of the sale of said bonds; providing the method of submitting said indebtedness to a vote of the people for their approval or rejection; defining the duties of the officers charged with carrying out the provisions of this act and authorizing the Attorney General to bring a suit to test the constitutionality of the law before the election herein provided for.

Said motion was agreed to.

Mr. Meyers moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

A message was received from the Senate announcing that they had passed a bill of the following title, viz:

S. B. 121. An Act to amend Section 5, and to repeal Sections 6, 10 and 12, of Chapter 100, of the Acts of the General Assembly of 1920, entitled: "An Act to define and prohibit criminal syndicalism and sedition and to prohibit conduct, publication, assemblies and the use of property for the promotion of criminal syndicalism and sedition, prescribing the duties of peace officers and providing penalties.

Which was read, ordered printed and referred to Committee on Kentucky Statutes.

Mr. Hamilton moved that the House do now adjourn.

Said motion was agreed to.

And then the House adjourned.

THURSDAY, FEBRUARY 16, 1922.

The House was opened with prayer by the Rev. Chesterfield Turner of the First Baptist Church of Frankfort.

The roll was called and the following Members answered to their names, viz:

Samuel W. Adams	H. C. Duffy	S. B. Lane
R. M. Amos	W. D. Duncan	H. R. Lawrence
B. C. Beckmann	George W. Ellis	Oscar Leibson
C. W. Bennett	Mrs. M. E. Flannery	Leon P. Lewis
J. E. Bickett	Emery L. Frazier	Martin Light
W. M. Boling	Dr. H. M. Fultz	Rufus Lisle
J. F. Bosworth	W. L. Gossett	C. C. May
Thos. Bowman	Bryant Green	Harry J. Meyers
Berl Boyd	Ed. A. Gullion	Harry B. Miller
John E. Brown	J. Edgar Hadden	Claude D. Minor
W. R. Button	Arch L. Hamilton	R. C. Moore
Sam. A. Cary	Oscar P. Harvey	S. H. Moore
Chas. Chandler	Thos. O. Holder	Ed. P. Murrah
Lee Clark	N. T. Hopkins	B. A. Muster
F. B. Cross	David J. Howard	W. T. McGuire
Bryce Cundiff	Frank J. Humbert	R. D. McMurtry
J. C. Day	R. O. Huntsman	E. E. Nelson
O. A. Denton	J. T. Jennings	Chas. A. Nelson
G. Givens Dixon	Lester Jeter	Geo. W. Newman
A. W. Dorsey	Ira Jones	C. C. Oney
G. Lucien Drury	Wright Kelly	James Park

Brodie Payne	Ira D. Smith	John L. Trumbo
H. Walter Pierce	R. F. Stewart	Fred C. Vanhoose
S. R. Powell	Frank L. Strange	Oscar Vest
Arch M. Quarles	H. V. Thompson	Geo. C. Waggoner
R. I. Rice	Geo. F. Thompson	W. T. Walker
J. L. Richardson	H. Q. Thompson	W. S. Wallen
Arthur Saunders	D. D. Thornberry	W. D. Watkins
David I. Scott	John M. Tinsley	W. G. Wheeler
Lee L. Simons	Garnett W. Tolin	J. B. Wicker
Reuben E. Skaggs	N. I. Toombs	T. C. Willis
George W. Smith	Chas. B. Truesdell	

The reading of the Journal of yesterday's proceedings was dispensed with.

Mr. Vest moved that the Rules be suspended and that a bill entitled:

H. B. 11. An Act relating to the inspection of illuminating oils.

Be made a Special Order for tomorrow at ten-thirty o'clock A. M.

Said motion was disagreed to.

The House took up for consideration the Special Order of the Day, the same remaining as the unfinished business from yesterday, a bill entitled:

H. B. 147. An Act authorizing Courts of Justice to grant declaratory judgments.

Together with the following Amendment offered by the Committee:

"Amend the bill by adding after the words "Commonwealth" in the second line, the words "having general jurisdiction."

Said bill is as follows:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. In any action in a court of record of this Commonwealth, wherein it is made to appear that an actual controversy exists, the plaintiff may ask for a declaration of rights, either alone or with other relief; and the court may make a binding declaration of rights, whether or not consequential relief is or could be asked.

§ 2. Any person interested under a deed, will or other instrument of writing, or in a contract, written or parol; or whose rights are affected by statute, municipal ordinance, or other government regulation; or who is concerned with any title to property, office, status or relation; or who as fiduciary, or beneficiary is interested in any estate; provided always that an actual controversy exists with respect thereto, may apply for and secure a declaration of his rights or duties, even though no consequential or other relief be asked. The enumeration herein contained does not exclude other instances wherein a declaratory judgment may be prayed and granted under Section 1 of this Act, whether such other instance be of a similar or different character to those so enumerated.

§ 3. Declarations of right and determination of questions of construction, as herein provided for, may be obtained by means of proceedings at law or in equity, or by means of a petition on either the law or equity side of the court, as the nature of the case may require; and insofar as a declaration of rights is the relief asked, the case may be docketed for early hearing as in the case of a motion.

§ 4. Further relief, based on a declaratory judgment, order or decree, may be granted whenever necessary or proper. The application therefor shall be by petition to a court having jurisdiction to grant the relief, either in the same proceeding wherein the declaratory judgment, order or decree, was entered, or, in an independent action. If the application be

deemed sufficient, the court shall, on reasonable notice, require any adverse party whose rights have been adjudicated by the declaratory judgment, order or decree, to show cause why further relief should not be granted forthwith.

§ 5. Any party aggrieved by a declaratory judgment, order or decree, rendered in the Circuit Court, may, within sixty days after such judgment, order or decree has become final, unless the time be extended by the court, but in no event in courts of continous session beyond 120 days from the time that such judgment, order or decree became final, and in other courts beyond a day in the succeeding term to that in which the judgment, order or decree became final; take and perfect an appeal to the Court of Appeals in the manner now provided by law for appeals. Such appeal shall be at once docketed in the Court of Appeals, and may be advanced for immediate hearing and submission. The Court of Appeals shall prepare proper rules as to arguments and briefs applicable to cases brought before it under this Act, and advanced as above prescribed.

Should the party aggrieved not take and perfect an appeal to the Court of Appeals, within the time above provided, the declaratory judgment, order or decree, shall become final, and no appeal or proceeding to modify or reverse shall thereafter be allowed.

§ 6. The Court may refuse to exercise the power to declare rights, duties or other legal relations in any case where a decision under it would not terminate the uncertainty or controversy which gave rise to the action, or in any case where the declaration or construction is not necessary or proper at the time under all the circumstances. The appellate court, in its consideration of the case, shall not be confined to errors alleged or apparent, in the record. When, in its opinion, further pleadings or proof is necessary to a final and correct decision of the matters involved, or that should be involved, it shall remand the case for that purpose; or if in its opinion

the action is prematurely brought, or where a ruling in the appellate court is not considered necessary or proper at the time under all the circumstances, it may direct a dismissal without prejudice in the lower court.

§ 7. When an action or proceeding under this Act shall involve the determination of an issue of fact triable by a jury, such issue may be submitted to a jury in the form of interrogatories, with proper instructions by the court, whether a general verdict be rendered or required or not.

§ 8. The parties to a proceeding to obtain a declaratory judgment, order or decree, may stipulate with reference to the allowance of costs and in the absence of such stipulation the court may make such award of costs as may seem equitable and just.

§ 9. When declaratory relief is sought, all persons shall be made parties who have or claim any interest which would be affected by the declaration, and no declaration shall prejudice the rights of persons not parties to the proceedings. In any proceeding which involves the validity of a statute, the Attorney General of the state shall, before judgment is entered, be served with a copy of the petition, and shall be entitled to be heard, and if the ordinance or franchise is alleged to be unconstitutional, the Attorney General of the state shall also be served with a copy of the petition and be entitled to be heard.

§ 10. This Act is declared to be remedial; its purpose is to make courts more serviceable to the people by way of settling controversies, and affording relief from uncertainty and insecurity with respect to rights, duties and relations, and is to be liberally interpreted and administered.

§ 11. The word "person" wherever used in this Act, shall be construed to mean any person, partnership, joint stock company, incorported association, or society, or municipal or other corporation of any character whatsoever.

§ 12. All statutes or laws in conflict or inconsistent with the provisions of this Act, are hereby repealed. It is intended

that this Act shall be valid to the fullest extent possible, and that the invalidity, if any, of any part or feature thereof, shall not affect or render the remainder of this Act invalid or inoperative.

§ 13. This Act shall take effect from and after its passage.

Mr. Drury moved the Previous Question.

Said motion was agreed to.

The Amendment offered by the Committee was agreed to.

Ordered that said bill be engrossed and read the third time.

The Constitutional provision as to the third reading of said bill at length being dispensed with and the same being engrossed, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz:

Those who voted in the affirmative were—

Samuel W. Adams	Bryce Cundiff	Thos. O. Holder
R. M. Amos	J. C. Day	N. T. Hopkins
B. C. Beckmann	O. A. Denton	David J. Howard
C. W. Bennett	G. Lucien Drury	R. O. Huntsman
J. E. Bickett	W. D. Duncan	J. T. Jennings
W. M. Boling	George W. Ellis	Lester Jeter
J. F. Bosworth	Emery L. Frazier	Ira Jones
Berl Boyd	Dr. H. M. Fultz	Wright Kelly
John E. Brown	W. L. Gossett	S. B. Lane
W. R. Button	Bryant Green	H. R. Lawrence
Sam A. Cary	Ed. A. Gullion	Oscar Leibson
Chas. Chandler	J. Edgar Hadden	Leon P. Lewis
Lee Clark	Arch L. Hamilton	Martin Light
E. B. Cross	Oscar P. Harvey	Rufus Lisle

C. C. May	James Park	H. V. Thompson
Harry J. Meyers	Brodie Payne	Geo. F. Thompson
Harry B. Miller	H. Walter Pierce	D. D. Thornberry
Claude D. Minor	S. R. Powell	John M. Tinsley
S. H. Moore	Arch M. Quarles	N. I. Toombs
Ed. P. Murrah	R. I. Rice	Chas. B. Truesdell
B. A. Muster	J. L. Richardson	John L. Trumbo
C. D. McCaw	Arthur Saunders	Fred C. Vanhoose
W. T. McGuire	David I. Scott	Oscar Vest
R. D. McMurtry	Lee L. Simons	Geo. C. Waggoner
E. E. Nelson	Reuben E. Skaggs	W. T. Walker
Chas. A. Nelson	Ira D. Smith	W. D. Watkins
Geo. W. Newman	R. F. Stewart	J. B. Wicker
C. C. Oney	Frank L. Strange	T. C. Willis

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Those who voted in the negative were—

Thos. Bowman W. S. Wallen

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Resolved that the title thereof be as aforesaid.

Mr. Richardson moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

Mr. Cundiff moved that a bill entitled H. B. 22, which was made a Special Order for today at eleven o'clock, be made the Special Order of the Day immediately after the consideration of a bill entitled H. B. 193.

Said motion was agreed to.

The House took up for consideration the Special Order of the Day to-wit: a bill entitled H. B. 193.

Said bill is as follows, viz:

An Act providing for a system of registration of every voter in the Commonwealth of Kentucky; providing for the appointment of registrars for the purpose of registering voters of the Commonwealth of Kentucky in every precinct in the state; fixing the time and manner in which the voters of the Commonwealth of Kentucky shall register; providing the manner and means of such registration and prescribing and naming the qualifications of voters in the State of Kentucky; fixing the time a voter shall reside in the state, county, city or town and precinct in which he or she votes; naming a board for the purpose of preparing necessary forms, blanks and books for the carrying out of the provisions hereof; providing for the administration of an oath to all persons registering; fixing the pay of registrars in each and every precinct; providing for the notification of voters in each and every precinct of the time and place of sitting of the registrar in such precinct; providing for and designating certain days in the year 1922 and annually thereafter when the registrar of each and every precinct shall sit for the purpose of registering voters and amending and correcting the list of such precinct; providing penalties for the misfeasance, malfeasance and nonfeasance of registrars; providing penalties for the disturbance, intimidation and interference with such registrars, and repealing any and all laws in conflict herewith.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. Every citizen of the United States twenty-one years of age, who has been a resident of the State of Kentucky one year, and the county, city or town, six months, and of the precinct in which he or she offers to vote, sixty days next preceeding the election in which he or she offers to vote, and who has been duly registered as provided by this Act, and who is otherwise qualified, shall be entitled to vote for all

officers elective by the people, but the removal from one precinct to another in the same county, city or town, shall not deprive any person of his or her right to vote in the precinct from which such person has moved, until the expiration of thirty days from such removal; but no person disqualified by the Constitution of the State of Kentucky, or now disqualified by law, shall have the right to register and to vote. Provided, that any person who will be and become twenty-one years of age on or before the regular election held in November, as provided by law, shall be entitled to vote in any primary election held not more than six months prior to such November election for the nomination of candidates to be voted for at such regular general November election.

§ 2. It shall be the duty of the election commissioners of each county in the State, prior to the first day of July nineteen hundred twenty-two, and every two years thereafter, to appoint a registrar for each electoral precinct of their respective counties and cities, who shall be a discreet citizen and freeholder of the precinct in and for which he or she is appointed, and such registrar shall not hold office by election or appointment during his or her term. Said registrar shall hold office for two years from the first day of July following his or her appointment, and until his or her successor is duly appointed and qualified. The acceptance of any office, either elective or appointive, by such registrar during his or her term of office shall, ipso facto, vacate the office of registrar. The election commissioners of the county in which such registrar was an officer shall fill any vacancies that may occur in the office of registrar. Every registrar so appointed shall qualify by taking the oath of office provided for by the Constitution of the State of Kentucky, and a proper certificate certifying to such appointment shall be signed by the election commissioners of the county, and said certificate together with the oath taken by such registrar properly subscribed to by such registrar, shall be filed in the office of the County Court Clerk of such county.

§ 3. Each registrar shall register every citizen of the United States of his or her precinct, who shall apply to be registered at the time and in the manner required by law, who shall be twenty-one years of age at the next election, who has been a resident of the state one year, of the county, city or town six months, and of the precinct in which such person offers to register, sixty days next preceding the election. Each person so applying to be registered shall be required to sign their full name upon the registration book of their respective precinct in his or her own handwriting, and there shall also be entered therein in proper place provided therefor the address of such person, his or her age at last birthday, his or her occupation at the time of such registration, and for two years prior thereto, by whom employed, the color or race of such person, and whether he or she has previously voted, and if so the state, county, city or town, and precinct, in which he or she voted last. At the same time the registrar shall issue to such person so registered a certificate which shall contain the information aforesaid and in addition thereto such person so registering shall sign his or her name thereon on a proper line provided therefor, in his or her own handwriting, and which signature shall be attested by the registrar. Provided, in the event any person applying to register upon oath shall state that he or she cannot write his or her name as above provided, the registrar shall sign the registration book and certificate for such person, and shall note thereon that same was done at the request of the person so registered and upon oath that such person could not write. No person shall be required when registering to state with what political party he or she is affiliated, and no person shall be entitled to vote in any primary or general election held in this State after the expiration of ninety days after this act becomes a law, who has not complied with the provisions hereof, and who does not produce to the judges of such election a proper registration certificate issued in accordance herewith, and who has not subscribed his or her name upon such certificate and

registration books as provided herein, for the precinct in which such person seeks to vote at such primary or general election. Any judge of a primary or general election may require any person to write his or her name for comparison with such person's signature upon the book or registration certificate. If any person claiming to be a naturalized citizen of the United States shall not be able to establish the date of his or her papers, or the court in which they were issued, by reason of his or her having lost the same, or for other cause, then his or her oath or affirmation that he or she has been duly naturalized shall be accepted and shall entitle such person to register. It shall be the duty of the registrar of each precinct to furnish a suitable and convenient place with necessary table, chair, pen and ink, or pencil to be used in the registration of such persons as may apply, the cost of same to be paid out of the County Treasury in the same manner as expenses of general elections are paid. It shall be the duty of each registrar in each and every precinct to carefully keep and preserve all registration books and records going to make up such in each and every precinct, and such registrars shall not later than six o'clock on the morning of primary, special or general election turn over such registration books for his or her respective precinct to the clerk of such primary, special or general elections, for the use of the judges at such election, that they may ascertain who is legally entitled to vote at such election in said precinct. The clerk of such election shall immediately after the holding of such election return the registration books and all registration records back to the registrar of said precinct.

§ 4. The Secretary of State of Kentucky and the Chairman of the executive committee of each of the two dominant political parties of Kentucky shall constitute and compose a board to prepare proper blanks, forms and books for the registration of voters as herein provided for. It shall be the duty of said committee or board to have said blanks, forms and books properly prepared on and by the first day of July,

1922, by which date the necessary blanks, forms and books shall be in the hands of the registrars for each and every precinct in the State. Said blanks, forms and books shall be printed and prepared and furnished as other books are now printed and prepared for the Commonwealth, and transmitted to the Clerks of the several counties of the State for distribution to the registrars of the respective precincts in each county. Said blanks, forms and books shall be paid for by each county out of the County Treasury as is now provided by law for the payment of any and all other blanks, forms and books furnished each county by the State of Kentucky. It shall be the duty of the registrar to keep the names of all persons registered as herein provided in alphabetical order and in such manner that same may be readily and easily located upon such registration books.

§ 5. Before the registrar shall register the names of any persons as a voter the registrar shall be satisfied of his or her qualifications as hereinbefore prescribed, and every person applying for registration shall, before he or she is registered take the prescribed oath, as follows upon a proper blank furnished therefor: "I solemnly swear (or affirm) that I am entitled to register under the Constitution and laws of the State of Kentucky, and that I am not disqualified from exercising the right of suffrage thereby," which oath so subscribed to shall be filed with the registrar and preserved with the books of registration.

§ 6. The registrar for each precinct shall receive a compensation of $2.00 per day for each day that he or she is sitting as registrar, and $1.00 for the posting of notices, to be paid out of the County Treasury. Any person who acts as registrar shall be ineligible to an office to be filled by election of the people at the election to be held next after he or she acted as registrar.

§ 7. The registrar in each and every precinct of this Commonwealth shall on the first Monday in July 1922 proceed to register the qualified voters in said precinct as pro-

vided herein, and such registrar shall in the year 1922 beginning on the first Monday in July, sit for three consecutive days for the purpose of registering the qualified voters in each and every precinct as herein provided. Ten days prior thereto such registrar shall post written or printed notices at least six conspicuous places in said precinct, stating the time and place of such registration, and with information contained in such notices as to the requirements of this law that all persons in order to be eligible to vote must be duly registered. The registrar of each precinct shall be charged with the duty of having such notices properly written or printed, and the actual, necessary expense therefor shall be paid out of the County Treasury, as such other expenses herein provided for shall be paid. Thirty days preceding the regular November election each year, each registrar in this State shall sit one day for the purpose of amending and correcting the list of his or her precinct, and for the purpose of permitting any and all persons who have not previously registered to do so. Annually hereafter such registrar shall sit on the first Monday in July of each year for the purpose of amending and correcting the list as heretofore provided, and the registrar shall give notice of the time and place of all registrations for at least ten days before each sitting, by posting written or printed notices thereof, as above provided, at six or more public places in the precinct. It shall be the duty of the registrar within five days after each sitting to certify to the Clerk of the County Court of the County a written or printed list of the names and addresses of all persons appearing before such registrar, and who have been registered, which certified list the County Clerk shall file and preserve in his office for public inspection. For making and certifying the said list to the County Clerk the registrar shall be allowed three (3) cents for each name and address, to be paid for out of the County Treasury.

§ 8. Whenever a registered voter changes his or her place of residence from one election precinct to another, in

the same county or city, it shall be lawful for such voter to apply for in person, and it shall be the duty of the registrar of the precinct into which such voter has moved, upon surrender of such person's original registration certificate, to proceed to register such person in said precinct as heretofore provided for the registration of voters, and upon the registering of such voter in said new residence the registrar of such precinct shall take up from such voter his or her original certificate of registration and forthwith transmit the same to the registrar of the precinct from which said voter moved, and who issued such original certificate, and the registrar of such precinct from which said voter moved shall make proper entry upon the registration books of such precinct of the receipt of such certificate and proceed to cancel on said books the name of such voter as a voter in said precinct, and the registrar shall cancel such certificate and file same as a part of the records of his or her office. No person shall be entitled to vote in any precinct unless he or she has been properly registered therein as is provided herein, and the registration thereof having taken place at least thirty days prior to such election. Whenever any voter shall move from one county of this State to another county, such voter may apply to the registrar of the precinct in which he or she has moved, and shall deliver to such registrar his or her certificate of registration of the precinct from which such voter has removed, and if such registrar is satisfied that such person has been a resident of such county, or will have been, for a period of at least six months prior to the next regular, general election, such registrar shall proceed to register such voter, and shall at once transmit the certificate so taken up to the registrar having issued same, which registrar upon receipt of same shall treat the same in the manner above provided by taking the same and cancelling same, and file it with the records of his or her office, and shall make proper entry on the registration books of such precinct of the surrender of such certificate, and shall cancel the name of such person on the books for said

precinct, as a voter therein. The application for transfer of such registration from one precinct to another, or from one county to another, shall be done by such registrar at any time the voter applying therefor may elect, and the registrar may make a charge of twenty-five (25) cents therefor, which sum shall be paid by the person so applying. When a voter moves into a precinct or county and registers as above provided by this section, it shall be the duty of the registrar so registering such person to forthwith, and within five days, transmit a certified list of such name or names and the addresses of each person so registering, to the County Clerk as above provided. Any registrar who fails to take up any original certificate of registration from any voter applying for a transfer of such, and to transmit the same within five days to the registrar who issued same, shall be guilty of a misdemeanor and upon conviction be fined not less than Twenty-five ($25.00) Dollars, nor more than Two Hundred ($200.00) Dollars.

§ 9. Every voter to whom a registration certificate is issued as provided by this act shall carefully preserve the same, and in the event same should be lost or destroyed, the registrar having issued the original shall, upon application in person by the person entitled thereto, and upon written oath, which shall be filed with such registrar, that such original certificate has been lost or destroyed, issue a duplicate thereof, for which duplicate the person so applying shall pay the registrar a fee of twenty-five cents, for his services therein.

§ 10. Any person who shall disturb, intimidate, abuse, or by force or other unlawful means hinder, delay or disturb or attempt to hinder or disturb any registrar while performing his or her official duty shall be guilty of a misdemeanor and upon conviction be fined not less than Ten ($10.00) Dollars nor more than One Hundred ($100.00) Dollars.

§ 11. All laws or parts of laws now in force in this State conflicting with the provisions of this act are hereby repealed.

Mr. Ira D. Smith offered the following Amendment to said bill by way of Substitute therefor, viz:

An Act providing for a system of registration of every voter in the Commonwealth of Kentucky; providing for the appointment of officers for the purpose of registering voters of the Commonwealth of Kentucky in every precinct in the State; fixing the time and manner in which the voters of the Commonwealth of Kentucky shall register; providing the manner and means of such registration, and prescribing and naming the qualifications of voters in the State of Kentucky; fixing the time a voter shall reside in the State, county and precinct, in which he or she votes; naming a board for the purpose of preparing necessary forms, blanks and books for the carrying out of the provisions hereof; providing for the administration of an oath to certain persons registering; fixing the pay of registration officers in each and every precinct; providing for the notification of voters in each and every precinct of the time and place of sitting of the officers of registration in such precinct; providing for and designating certain days in the year 1922, and annually thereafter, when the officers of registration of each and every precinct shall sit for the purpose of registering voters and amending and correcting and purging the list of such precinct; providing penalties for the violation of the law; providing for appeal to the Circuit Court; repealing Sections 1498, 1499, 1501, Sections 1 and 2, Chapter 136, Acts of 1918, Kentucky Statutes, Carroll's Edition, and repealing any and all laws in conflict herewith.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. Every citizen of the United States, not otherwise disqualified by the law of this Commonwealth, twenty-one years of age, or who will become twenty-one years of age on or before the next regular election to be held in November,

who has been a resident of the State of Kentucky one year, and of the county six months, and of the precinct in which he or she offers to vote sixty days next preceding the election and who has been registered as provided by this Act, and who is otherwise qualified, shall be entitled to vote for all officers elective by the people; provided that any person who will be or become twenty-one years of age on or before the regular general election held in November as provided by law, shall be entitled to vote in any primary election held not more than six months prior to such November election for the nomination of candidates to be voted for at such regular November election.

§ 2. It shall be the duty of the Board of Election Commissioners of each county in the State not later than the 20th day of June, 1922, and annually thereafter to appoint for each registration precinct in the county two judges, one clerk, and one sheriff of election to act as such in their precincts all of whom shall hold their offices for one year and until their successors are appointed and qualified. The County Executive Committees of the two political parties having representation on the State Board and County Boards of Election Commissioners may, on or before the 15th day of June, 1922 and annually thereafter designate in writing for each precinct a list of not less than eight names to the County Board of Election Commissioners; and from these names, if any are so designated, the officers of registration shall be selected from said lists as follows: One judge at each voting place shall be selected from each of said lists, and in like manner the sheriff shall be chosen from one of said lists and the clerk from the other. If no lists are submitted to the said County Board, then the officers of the registration shall be so selected and appointed as that one of the judges at each place of voting shall be of one political party and the other judge of a different political party, and there shall be a like difference at each voting place between the sheriff and clerk of registration. No person shall be eligible as an officer of registration

who has committed a homocide, or who has been convicted of a felony or is under indictment therefor, or who is not sober, temperate, discreet and of good demeanor, or who has anything of value wagered on the result of the next election, or who is a candidate to be voted for at the next preceding election, and who is not capable of reading the Constitution of the Commonwealth in English and of writing a plain and legible hand. It shall be the duty of said County Board of Election Commissioners te determine the qualification of all registration officers before appointment. The County Board of Election Commissioners shall have the power to remove all registration officers who are disqualified under the peovisions of this Act, but no such removal shall be made within five days of any registration day, nor shall any such removal be made at any time without cause, and the grounds shall be reduced to writing by said Board and made a part of its records. If a vacancy shall occur by removal or otherwise, it shall be filled by the County Board of Election Commissioners from the list already submitted, if any, from which the officer was selected, and in conformity with the provisions of this Act. The County Board of Election Commissioners shall give due notice of said appointment of registration officers to the Sheriff of the county, who shall, before the day of the next ensuing registration and within ten days next after said appointments, give each officer of registration written notice of his appointment. If there shall be two or more contending Executive Committees of the same party in the county, then that Executive Committee which is recognized by the State Central Committee, by the written certificate of the chairman thereof, shall be recognized by the County Board in making the appointment of registration officers.

Should the County Board of Election Commissioners fail to appoint such officers of registration, or if any of such officers fail to attend for thirty minutes after the time for commencing the registration, or refuse to act, the officer in attendance representing the same political party of the absentee

shall appoint a suitable person to act in his stead for that registration; or if both representatives of the same political party are absent, the qualified voters present affiliating with the party of said two absentees shall elect, vive voce, suitable persons to act in their stead. Each officer of registration shall, before entering upon the duties of his office, take an oath faithfully to discharge his duties as such officer before some person authorized to administer an oath, or if no such officer be present it may be administered by the clerk of the registration, who shall in turn be sworn by one of the judges of registration.

Such officers of registration shall not hold office by election or appointment during their term, nor shall they hold office for one year from the first day of July following his or her appointment. The acceptance of any office, either elective or appointive, by any such officer during his or her term of office shall, ipso facto, vacate the said office.

§ 3. Officers of registration shall have the same power to preserve order at the polls of registration as is exercised by sheriffs of election at the polls. Said officers shall register every citizen of the United States of his or her precinct, who shall apply to be registered at the time and in the manner required by law, who shall be twenty-one years of age at the next election, who has been a resident of the state one year, of the county six months, and of the precinct in which such person offers to register sixty days next preceding the election. Every person so applying to be registered shall be required to sign his or her full name upon the registration book of his or her respective precinct in his or her own handwriting which signature shall be attested by the clerk and sheriff of said precinct and there shall also be entered on said book in proper place provided therefor the name of such person so applying, the address of such person, his or her age at last birthday, sex, his or her party affiliation, his or her occupation, if any, at the time of such registration, the color or race of such person, his or her apparent weight and apparent

height and other means of identification, and the date of registration. The clerk of the election shall indicate at the bottom of the form when such person voted at an election or primary.

In the event any person applying to register upon oath shall state that he or she cannot write his or her name as above provided the clerk shall sign the registration book for such person, and shall note thereon that same was done at the request of the person so registered and upon oath that such person could not write.

Any judge of a primary or general election may require any person to write his or her name for comparison with such person's signature.

If the officers of registration entertain any doubt as to whether or not any person offering for registration is entitled to such registration, or if any one's right to register is challenged, citizens may be called in, not exceeding three in number, who shall be examined touching the qualifications of such person or persons who offer to register.

In making the registration the clerk shall act as the recording officer, and the judges shall decide all questions relating to the qualifications of persons offering to be registered, except that, in case of a difference of opinion between the judges, the clerk shall have the deciding vote.

It shall be the duty of the sheriff of each county to furnish a suitable and convenient place in each precinct for such registration.

It shall be the duty of the officers of registration in each precinct to return the registration books and all paraphernalia to the County Court Clerk of the county in which the registration is held not later than three days after the holding of said registration, and the said County Court Clerk shall make an exact copy of all said registration books, both the original and copies to be preserved in his office and upon each primary, special or general election the original registration books shall be turned over by the Clerk to the regularly

appointed clerk of election of each respective precinct for their use in holding said election.

§ 4. The Secretary of the State of Kentucky and the Chairman of the Executive Committee of each of the two dominant political parties of Kentucky shall constitute and compose a board to prepare proper blanks, forms and books for the registration of voters as herein provided. It shall be the duty of said committee or board to have said blanks, forms and books properly prepared on or by the 25th day of June, 1922, by which date the necessary blanks, forms and books shall be in the hands of the County Court Clerk of each county in the State for distribution to the officers of registration in each precinct of the State. Said blanks, forms and books shall be printed and prepared and furnished as other books are now printed and prepared for the Commonwealth. Said blanks, forms and books shall be paid for by each county out of the County Treasury, as is now provided by law for the payment of any and all other blanks, forms and books furnished each county by the State of Kentucky. Said book shall be so arranged as that the names of voters may be registered alphabetically and the form of registration for each voter shall be as near in form as follows:

Form of Registration of Voters.

Date of registration.....
Name of voter.....
Address .....
(Number) (Street) (City, town or post-office)
Term of residence: State.....County.....Precinct.....
Color .....Age .....Occupation .....
Party affiliation.....
Sex .....
Apparent weight .....
Apparent height .....
Other means of identification .....
Signature of voter .....

Attest
Clerk.....
Sheriff.....

(Clerk of election will indicate below when above person votes.)

.....
.....
.....

§ 5. Each officer of registration shall receive as compensation the sum of two dollars per day for each day they are required to register voters, and one dollar shall be paid to the clerk of the registration for posting notices, to be paid out of the county treasury.

§ 6. The registration officers in each and every precinct of this Commonwealth shall on the second Monday in July, 1922, proceed to register the qualified voters in said precinct, as provided herein, and such registration officers shall, in the year 1922, beginning on the second Monday in July, sit for two consecutive days, between the hours of 6 A. M. and 9 P. M., for the purpose of registering the qualified voters in each and every precinct, as herein provided. Ten days prior thereto the clerk of the registration shall post written or printed notices, furnished him by the County Court Clerk, in at least six conspicuous places in said precinct, stating the time and place of such registration, and with information contained in such notices as to the requirements of this law, that all persons in order to be eligible to vote must be duly registered.

Sixty days preceding the regular November Election 1922 the officers of registration shall sit one day, between the hours of 6 A. M. and 9 P. M., in each precinct, for the purpose of permitting any and all persons who have not previously registered to do so. Annually thereafter such officers of registration shall sit on the second Monday in July of each year, between the hours of 6 A. M. and 9 P. M. for the purpose of permitting any and all persons who have not previously registered to do so, and the clerk of registration shall give

notice, as herein provided, of the time and place of all registrations, for at least ten days before such date of registration.

§ 7. Whenever a registered voter changes his or her place of residence from one election precinct to another in the same county, or wherever the boundaries of the precinct are changed by law, it shall be lawful for such voter to apply in person for a new registration, and it shall be the duty of the County Court Clerk of each county, who is the custodian of the registration books, to proceed to register such person in such precinct as heretofore provided for, and upon the registering of such voter in said new residence the County Court Clerk shall proceed to cancel on the said books the name of such voter. No person shall be entitled to vote in any precinct unless he or she has been properly registered therein as herein provided, and the registration thereof having taken place at least sixty days prior to such election.

Whenever any voter shall move from one county in this State to another county in this State, such voter shall apply to the County Court Clerk of the county where he is registered directing the said Clerk to cancel his name on the registration books and said Clerk shall then deliver to the said voter a certificate showing that his name has been cancelled on the registration books. The voter then shall carry such certificate into the county to which he is moving and shall present said certificate to the officers of registration on the next registration day and the officers of registration shall proceed to register him as provided in this Act and shall take up his certificate and destroy it. The County Court Clerk of each county shall keep a book arranged alphabetically showing the names of the voters who have changed their voting precincts, showing the precinct removed from and the precinct removed to, and the date of such transfer.

Any registered voter may, by application to the County Court Clerk, change his party affiliation on the registration books not less than sixty days before any primary or general election.

§ 8. Any person who shall disturb, intimidate, abuse or by force or other unlawful means hinder, delay or disturb, or attempt to hinder, delay or disturb, any member of the officers of registration, while performing his or her official duties, shall be guilty of a misdemeanor, and upon conviction shall be fined not less than ten dollars nor more than one hundred dollars.

§ 9. Any officer of registration who shall wilfully fail to perform his or her duty as set forth in this Act, shall be guilty of a misdemeanor, and upon conviction be fined not less than ten dollars nor more than one hundred dollars.

§ 10. When the governing authority for any city or county of either of the political parties casting the highest and next highest number of votes at the preceding election shall desire it, the County Board of Election Commissioners shall appoint two officers for any precinct, whose duty it shall be to purge the polls in that particular precinct, and these officers need not reside in the precinct for which they act. If the governing authority for the city or county of either of such political parties shall desire to have the registration purged in any precinct, such governing authority shall file a request in writing with the County Board of Election Commissioners not later than the 15th day of September after the regular registration for that year. In filing such request, such governing authority shall give the name and address of each voter whose name it challenges. When such request shall have been filed, it shall be the duty of the County Board of Election Commissioners, not later than the first day of October, to appoint two officers as aforesaid, one from each of the dominant political parties as above described. These appointments shall be made from a list of five names submitted to the County Board of Election Commissioners by the said governing authority of each of such political parties, and when so appointed the two officers shall be sworn to faithfully discharge their duty. The list of challenged voters shall be turned over to these two officers, and they shall meet

in the precinct for which they are to act, at some place designated and provided by the sheriff. Their first meeting shall be held in said precinct on Tuesday after the first Monday in October, and they may summon and swear witnesses. Each voter who has been challenged shall be notified of the time and place of meeting by a written notice addressed to the voter at the residence given on the registration books, and this notice shall be prepared and mailed by the County Clerk at least five days before the day of hearing. The notice shall require the voter to appear before the two officers mentioned therein. After investigation and hearing such evidence as may be presented, these officers shall determine whether the voter was properly and legally registered. If they find that he or she was not, his or her name shall be stricken from the registration books by said officers. If they find that he or she was properly and legally registered, nothing further shall be done with said name. The registration books for the precinct shall be turned over to these officers when they are to hold their meetings. In the event the two officers engaged in purging the registration books shall disagree as to whether any name shall be stricken from the books, they or either of them shall reduce to writing the facts as developed and certify such statement of facts to the Clerk of the Circuit Court, who shall assign the case of each such voter challenged to the Circuit Judge of such county, and wherever there are two or more Circuit Judges the cases shall be equally divided among said Judges, who shall immediately hear the cases de novo. The Circuit Clerk, upon receipt of such certification by the said officers, shall immediately issue a summons addressed to the voter to appear before the Circuit Judge to whom the case is assigned not later than three days after the service of such notice, which notice shall be served by the Sheriff of the county, or by any officer authorized to serve subpoenas, or by any person authorized under our law to serve notices. The Circuit Clerk shall be allowed for each case the sum of fifty cents, to be paid by the Fiscal Court out of the County

Treasury. If the Circuit Judge decides that the name should be stricken from the registration books, he shall certify to the County Clerk to strike such name off of the books, and if he decides that the voter is properly and legally registered, he shall certify to the County Clerk that said registration is valid. The two officers in charge of purging the registration may meet from time to time until the second Tuesday in October, but not later, and they shall receive for their services the same compensation as registration officers.

§ 11. It shall be the duty of the County Court Clerk to keep the registration books safely in his office and not to suffer same to be taken therefrom, except the registration books may be taken as provided herein from his office on order of any Court for the purpose of using them in any prosecution or trial growing out of the registration involving a voter's right to register, and in any purgation proceedings. The Clerk shall permit any citizen at any time to copy any registration book without fee or charge, and he shall also furnish copies at the same rate as provided in Section 15 of this act for copying the book kept in his office. Copies furnished to citizens under this section shall be paid for in cash by the person ordering them.

§ 12. In the event any registration book of any precinct is lost or destroyed by fire or otherwise, the County Board of Election Commissioners shall order a new registration of voters in said precinct as provided in this Act.

§ 13. Whenever the registration books in any election precinct are so mutilated, blotted, defaced or otherwise in such condition as to render them difficult, troublesome or unsafe to use them longer, the County Board of Election Commissioners shall order that the said books shall be copied, and in such case it shall be the duty of the County Court Clerk to cause fair copies to be made of the old registration books and they shall take the place of the old books which shall be filed and preserved in the office of the County Court Clerk as the

other books are kept, but said County Court Clerk shall not destroy the old books.

§ 14. Any voter aggrieved by the decision of the two officers appointed to purge, may appeal to the Circuit Judge by filing his affidavit stating that his name has been stricken from the registration book and that he appeals from said order, and the Circuit Clerk shall docket his case in the same manner as in the case of a disagreement between the purging officers.

§ 15. The County Court Clerk, for his services under this Act, shall receive the following fees, and no other. For copying the registration lists required to be kept in his office, or to be used in supplying lost books, the sum of three cents for each voter whose name is so copied; the sum of five cents for the name of each voter stricken off the lists, and three cents for transferring the name of a voter from one precinct to another.

The fees and expenses incurred under this Act shall be paid as other election expenses.

§ 16. Any person who shall cause himself to be registered in more than one election precinct, or give a false number of the ward of his residence, otherwise than is provided in Section 1497 of this article, or more than once, in the same precinct, or who shall cause himself to be registered, knowing that he is not lawfully entitled to registration, and any person who shall aid or abet in the commission of any of said acts, shall be deemed guilty of a misdemeanor, and shall be imprisoned in the county jail not less than one nor more than twelve months.

§ 17. Any officer of registration, or other person, who shall unlawfully alter any registration book, or add any name thereto, or who shall wilfully secret, suppress or destroy any such book, or who shall make or aid in making any false or fraudulent registration book, shall be deemed guilty of felony, and shall be confined in the penitentiary not less than one year nor more than five years, and shall forfeit any office he

then holds, and shall forever be disqualified from holding office.

§ 18. Any person who, by himself or in aid of others, shall forcibly break, or attempt to break up, a registration held as provided in this article, or shall forcibly prevent, or attempt to prevent, any person from approaching or entering a place of registration for the purpose of registering, shall be fined not less than one hundred nor more than five hundred dollars, or imprisoned not less than six nor more than twelve months in the county jail, or both.

§ 19. Sections 1498, 1499 and 1501, Sections 1 and 2, Chapter 136, Acts of 1918, of the Kentucky Statutes, Carroll's Edition, be and the same is hereby repealed.

§ 20. All laws or parts of laws relating to the registration of voters in this State, conflicting with the provisions of this Act, are hereby repealed.

Mr. Gossett moved that said bill be recommitted.

Mr. Bosworth moved to amend said motion with directions that the Substitute for said bill be printed.

Mr. Meyers offered a Substitute motion for the above amended motion that said bill be recommitted with direction to the Committee to report said bill back to the House on tomorrow at eleven o'clock A. M.

By unanimous consent the Substitute of Mr. Meyers was withdrawn.

The Amendment as offered by Mr. Bosworth was disagreed to.

The motion offered by Mr. Gossett was disagreed to.

The yeas and nays being required thereon by Messrs. Gossett and Bosworth were as follows, viz:

Those who voted in the affirmative were—

R. M. Amos	N. T. Hopkins	S. R. Powell
J. F. Bosworth	Frank J. Humbert	J. L. Richardson
Thos. Bowman	R. O. Huntsman	David I. Scott
Sam A. Cary	J. T. Jennings	Reuben E. Skaggs
Chas. Chandler	Ira Jones	Geo. F. Thompson
E. B. Cross	Wright Kelly	H. Q. Thompson
J. C. Day	Oscar Leibson	John M. Tinsley
H. C. Duffy	Ed. P. Murrah	Chas. B. Truesdell
Dr. H. M. Fultz	R. D. McMurtry	John L. Trumbo
W. L. Gossett	E. E. Nelson	Fred C. Vanhoose
Oscar P. Harvey	Geo. W. Newman	
Thos. O. Holder	James Park	

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Those who voted in the negative were—

Samuel W. Adams	Arch L. Hamilton	Arch M. Quarles
B. C. Beckmann	David J. Howard	R. I. Rice
C. W. Bennett	Lester Jeter	Arthur Saunders
J. E. Bickett	S. B. Lane	Lee L. Simons
W. M. Boling	H. R. Lawrence	George W. Smith
Berl Boyd	Leon P. Lewis	Ira D. Smith
John E. Brown	Martin Light	R. F. Stewart
W. R. Button	Rufus Lisle	Frank L. Strange
Lee Clark	C. C. May	H. V. Thompson
Bryce Cundiff	Harry J. Meyers	D. D. Thornberry
O. A. Denton	Harry B. Miller	Garnett W. Tolin
A. W. Dorsey	Claude D. Minor	N. I. Toombs
G. Lucien Drury	R. C. Moore	Oscar Vest
W. D. Duncan	S. H. Moore	Geo. C. Waggoner
George W. Ellis	B. A. Muster	W. T. Walker
Mrs. M. E. Flannery	W. T. McGuire	W. D. Watkins
Emery L. Frazier	Chas. A. Nelson	W. G. Wheeler
Bryant Green	C. C. Olney	J. B. Wicker
Ed. A. Gullion	Brodie Payne	T. C. Willis
J. Edgar Hadden	H. Walter Pierce	

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Mr. Hamilton moved the Previous Question.

Said motion was agreed to.

The Amendment to said bill by way of substitute therefor offered by Mr. Ira D. Smith was agreed to.

Ordered that said bill be engrossed and read the third time.

The Constitutional provision as to the third reading of said bill at length being dispensed with and the same being engrossed, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Samuel W. Adams	Arch L. Hamilton	Arch M. Quarles
B. C. Beckmann	David J. Howard	R. I. Rice
C. W. Bennett	Lester Jeter	Arthur Saunders
J. E. Bickett	S. B. Lane	Lee L. Simons
W. M. Boling	H. R. Lawrence	George W. Smith
Berl Boyd	Leon P. Lewis	Ira D. Smith
John E. Brown	Martin Light	R. F. Stewart
W. R. Button	Rufus Lisle	Frank L. Strange
Lee Clark	C. C. May	H. V. Thompson
Bryce Cundiff	Harry J. Meyers	D. D. Thornberry
O. A. Denton	Harry B. Miller	Garnett W. Tolin
G. Givens Dixon	Claude D. Minor	N. I. Toombs
A. W. Dorsey	R. C. Moore	Oscar Vest
G. Lucien Drury	S. H. Moore	Geo. C. Waggoner
H. C. Duffy	B. A. Muster	W. T. Walker
George W. Ellis	C. D. McCaw	W. S. Wallen
Mrs. M. E. Flannery	W. T. McGuire	W. D. Watkins
Emery L. Frazier	Chas. A. Nelson	W. G. Wheeler
Bryant Green	C. C. Oney	J. B. Wicker
Ed. A. Gullion	Brodie Payne	T. C. Willis
J. Edgar Hadden	H. Walter Pierce	—62

Those who voted in the negative were—

R. M. Amos	N. T. Hopkins	S. R. Powell
J. F. Bosworth	Frank J. Humbert	J. L. Richardson
Thos. Bowman	R. O. Huntsman	David I. Scott
Sam A. Cary	J. T. Jennings	Reuben E. Skaggs
Chas. Chandler	Ira Jones	Geo. F. Thompson
E. B. Cross	Wright Kelly	H. Q. Thompson
J. C. Day	Oscar Leibson	John M. Tinsley
W. D. Duncan	Ed. P. Murrah	Chas. B. Truesdell
Dr. H. M. Fultz	R. D. McMurtry	John L. Trumbo
W. L. Gossett	E. E. Nelson	Fred C. Vanhoose
Oscar P. Harvey	Geo. W. Newman	
Thos. O. Holder	James Park	

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Resolved that the title thereof be as aforesaid.

Mr. Minor moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

By unanimous consent Mr. Brown introduced a bill of the following title:

H. B. 380. An Act to regulate the manufacture and sale of Foods and Drugs and providing penalties for violations thereof; repealing, amending and re-enacting that portion of Chapter 65 of the Acts of the General Assembly of 1918, the same being Chapter 63, Article IV, Section 2060, subsections 2060a-1 to 2060a-18, of Carroll's Kentucky Statutes of 1918, relating to Pure Food and Drug Inspection and Regulations; and re-apportioning and appropriating funds to carry out the provisions of this act.

Which was ordered printed and referred to Committee on Kentucky Statutes.

Mr. Bowman moved that this Session be extended indefinitely.

Said motion was agreed to.

Mr. Waggoner moved that the House do now recess until one-thirty o'clock P. M.

Said motion was agreed to.

And then the House recessed.

The hour of one-thirty having arrived, the Speaker resumed the Chair and called the House to order.

By unanimous consent Mr. Humbert introduced a bill of the following title, viz:

H. B. 381. An Act to amend and re-enact Subsection (b) of Section 1 of Chapter 90 of the Acts of the General Assembly of 1920, entitled: "An Act relating to vehicles; regulating their use and operation upon the public highways of this Commonwealth; providing for the registration and licensing of motor vehicles; fixing the amount of the license, and the manner of payment thereof; providing for the registration and licensing of operators of motor vehicles and the amount of such license; providing a method of registration of motor vehicles; preventing illegal traffic in motor vehicles; providing penalty for the violation of this act, and repealing any and all conflicting laws."

Which was ordered printed and referred to the Committee on Public Roads and Highways.

Mr. Vest moved that the Rules be suspended and that a bill entitled:

H. B. 11. An Act relating to inspection of illuminating oils.

Be made a Special Order for tomorrow at eleven o'clock A. M.

Said motion was agreed to.

Mr. Vest moved that the vote by which said bill was made a Special Order be reconsidered and that said motion lie on the table.

Mr. Frazier moved that the House do now resolve itself into a Committee of the Whole to hear Hon. J. T. Murphy discuss the provisions of the Bonus Bill.

Said motion was disagreed to.

The House took up for consideration the Special Order of the Day to-wit: a bill entitled:

H. B. 22. An Act relating to reward of enlisted soldiers, sailors, marines and army nurses and providing the payment thereof.

Said bill is as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. Every person, male or female, who was enlisted, inducted, warranted or commissioned in the military or naval service of the United States and who served honorably therein at any time between the 6th day of April, 1917, and the 11th

day of November, 1918, and who at the time of entering such service was a resident of the State of Kentucky, and who has been honorably discharged or separated from such service or has been retired or furloughed to a reserve, shall be entitled to receive the reward under the provisions of this Act; provided, that no person shall be entitled to the reward hereunder, who, being in the military or naval service of the United States, subsequent to the 6th day of April, 1917, refused on conscientious, political or other grounds to subject himself to military discipline or to render unqualified service.

§ 2. Any person who has received from another State, a bonus or gratuity for such military or naval service shall not be entitled to receive a reward hereunder.

§ 3. The husband, wife, child, mother or father or dependent sister, or dependent brother in the order named, and none other, of any deceased person, male or female, who was enlisted, inducted, warranted or commissioned, and who served honorably in the military or naval service of the United States, shall be paid the reward that such deceased person would have been entitled to hereunder had such deceased person lived.

§ 4. All applications for a reward under this Act shall be made within one year from and after the date this Act becomes a law, or within one year after the applicant's discharge, provided that the applicant was in service at the time this Act becomes a law.

§ 5. Any applicant who is qualified to receive a reward hereunder shall be paid the sum of $10.00 per month, or fraction thereof, that such person was in such military or naval service between the 6th day of April, 1917, and the 11th day of November, 1918, provided that the total reward to be paid any one person shall not be more than $250.00, irrespective of the actual number of months so served.

§ 6. That there be, and hereby is, created a commission to be known as "The Soldiers Compensation Board of Kentucky." The commission shall consist of the Governor,

Auditor of Public Accounts, Adjutant General, and Secretary of State, all members shall serve without pay, but may receive actual expenses incurred in the performance of duties as members of such board.

§ 7. The board is authorized, empowered and directed to administer the provisions of this Act, and shall have power to adopt all necessary rules and regulations not inconsistent herewith to carry into effect such provisions, and to employ such aid as in its sound discretion may be necessary to expedite the efficient execution thereof, provided that the expenses incurred for such purposes shall not exceed in the aggregate the sum of $15,000.00. The board shall adopt such forms for applications and all other forms as it may deem necessary.

§ 8. The Secreary of State shall cause the bond issue provided for herein to be published in two newspapers in the State of Kentucky, at least four times, and in such manner so that the last publication shall appear not less than ninety days before the general election in November, 1922, notifying the public of the time, place and purpose for which such election shall be held; and thereafter in the manner as amendments to the Constitution are certified, he shall certify to the respective county court clerks of the counties entitled to participate in said elections, and cause to be printed upon the official ballots to be used at the next general election to be held in November, 1922, and cause the sense of the voters to be taken on the question as to whether or not bonds in the sum of ten million dollars, pledging the full faith and credit of the Commonwealth of Kentucky, redeemable within thirty years, from the date of issual thereof, and bearing interest at a rate not in excess of five and one-half per cent per annum, and creating a sinking fund to retire said bonds and for the payment of the interest thereon to pay such reward. Said question so submitted shall be printed upon the official ballots in manner and form substantially as follows, to-wit:

"Are you in favor of issuing bonds in the sum of ten million dollars, pledging full faith and credit of the Commonwealth of Kentucky, bearing interest at a rate not in excess of five and one-half per cent per annum, and redeemable within thirty years from the date of issual thereof, providing a sinking fund by levying a tax of five cents on each one hundred dollars valuation of all property, subject to taxation to pay the interest thereon and retire said bonds at maturity for the exclusive purpose of providing a fund to pay a reward to soldiers, sailors, marines and nurses who served in the military or naval service of the United States between April 6, 1917, and November 11, 1918, or any part thereof?"

_____
_____
Yes.

_____
_____
No.

If a majority or more of the votes cast for and against said proposition as certified to by the Secretary of the State Canvass Board of Elections, shall be in the affirmative therefor, then, and in that event, said proposed bond issue shall be deemed to have carried. The result of such vote shall be published by the Secretary of State in two daily newspapers of general circulation. Immediately thereafter the Secretary of State shall certify to the Governor the result of said election on said proposal, and if so carried, the Governor shall as soon as practicable cause said Soldiers Compensation Board to convene at some convenient time and place designated by him, when said board shall organize and proceed to execute the provisions of this Act.

§ 9. The board is hereby authorized, empowered and directed to sell the bonds herein provided for to raise the money to meet the requirements of this Act.

§ 10. The Attorney General shall under the direction of the board, prepare a form of interest bearing gold bonds of the State of Kentucky. Said bonds shall be numbered serially beginning at number one and shall be payable in the order of their issuance. The bonds issued under the provisions of this

Act shall be redeemable each year, commencing with the first year after the issual thereof. One-half of the bonds payable each year shall be payable on the first of January and the other half on the first of June. Principal and interest on said bonds shall be payable at the office of the State Treasurer, at Frankfort, Ky. Said bonds shall be in a form embodying an absolute promise of the State of Kentucky to pay the amount thereof in gold coin of the United States of America of the value of weight and fineness of the date of such bonds. They shall be signed by the Governor, Secretary of State and State Treasurer and bear as its title "Soldiers Compensation Bonds of Kentucky." Said bonds shall bear coupons evidencing the interest to become due thereon for each installment of such interest, upon which shall be printed the facsimile of the signatures of said officers. The board may at its option cause a part or all of said bonds to be payable to the purchaser thereof in the office of the State Treasurer and provide an appropriate endorsement upon each of such bonds to the effect that the same will be paid only to the owner appearing on the register thereof, and providing a method for the registering of same as the title may be passed and it may also provide that a part or all of said bonds shall be payable to bearer and not subject to registration. Not less than ten days before the payment of the principal or interest falls due on any the bonds provided for in this Act, the board shall certify to the State Treasurer the amount necessary to meet the principal thereof. Upon receipt of such certificate by the State Treasurer he shall prepare and verify the claim for the amount mentioned therein, attaching thereto said certificate, and present the same to the Secretary of State, who shall audit such claims in like manner as other claims against the State are audited and pay the same out of any moneys provided for by this Act. All bonds and interest coupons upon payment shall be deposited by the State Treasurer with the Secretary of State, to be attached to the original claim of the State Treasurer for the payment thereof.

§ 11. The board shall provide such method as it may deem necessary for the advertisement and sale of such bonds, and shall also require such deposit with bids as it may deem advisable and generally shall conduct the same and issuance of such bonds under such rules and regulations not inconsistent with this Act as shall be adopted by the board, provided however, such bonds shall not be sold in any sum less than the par value thereof.

§ 12. The money arising from the sale of such issue of bonds shall be deposited with the sinking fund commissioners of the State of Kentucky to the credit of a special fund, designated as the "Soldiers Compensation Fund" which shall be used exclusively to carry into effect the provisions of this Act. The Sinking Fund Commissioners are hereby authorized and directed to audit all claims incurred in carrying out the provisions of this Act in the same manner as other claims against the State are audited and pay the same from the money provided therefor for the payment thereof upon the submission of duly verified vouchers therefor approved by the board, provided that bonds and coupons shall be paid as provided in Section 8 hereof.

§ 13. That there be, and hereby is, created a sinking fund to provide for the payment of the principal and interest of the bonds authorized to be sold by this Act. Such sinking fund shall consist of all moneys that may be derived from tax levies as hereinafter provided. Such sinking fund shall be held by the State Sinking Fund Commissioners. All money comprised in said Sinking Fund shall be invested by the State Sinking Fund Commissioners and with the approval of the board in the class of securities by law authorized for investment of State funds.

§ 14. Each year at the time the tax levy is made for State purposes, there shall, in addition to other State taxes, be a State levy against all taxable property in each county subject to taxation of an additional amount of five cents on each one hundred dollars of taxable property within the State. Such

tax shall be collected by the sheriff and paid to the State Treasurer as other taxes are paid, and all moneys collected on said tax shall be credited to the Sinking Fund created by Section 11 hereof.

§ 15. The board is hereby authorized, empowered and directed to do any act or any thing necessary to fully meet the requirements of this Act.

§ 16. If any section, subdivision, sentence or clause in this Act shall be declared invalid or unconstitutional such decision shall not affect the validity or meaning of any other portion of this Act.

§ 17. The bonds issued hereunder shall be free and exempt from all taxes levied for State, county or municipal purposes.

§ 18. That no official fees shall be charged or received by any officer of the Commonwealth in connection with any award and no fee is to be charged to or reduced from the beneficiary for any character of service or advice to him, by any person, relative to such reward. Any person violating this provision of this Act shall be deemed guilty of a misdemeanor and punished by confinement in the county jail for not less than thirty days, or fined in excess of one hundred dollars; provided, that this section shall not apply to Notaries Public.

§ 19. That no reward money granted under this Act while due or to become due, to any beneficiary, shall be liable to attachment or levy or seizure by or under any legal or equitable process whatever, whether the same remains with the State or in the course of transmission to the beneficiary.

§ 20. The time being limited for the work of the State Compensation Board and the necessity for immediate action being apparent, there is declared to be and to exist an emergency and this Act shall take effect immediately from and after its passage and approval by the Governor.

Mr. Frazier offered the following Amendment to said bill:

Amend H. B. 22 by striking out of Section 1, line 3, after the word "States" and before the word "at," the following: "And who served honorably therein."

By striking out of Section 5, line 3, after the word "service" and before the word "provided" the following: "Between the 6th day of April, 1917, and the 11th day of November, 1918."

By striking out in Section 8, line 28, after the word "nurses" and before the word "in," the following: "Who served" and inserting in lieu thereof, after the word "nurses" and before the word "in," the following: "Enlisted, warranted, inducted or commissioned."

Said Amendments were agreed to.

Ordered that said bill be engrossed and read the third time.

The Constitutional provision as to the third reading of said bill at length being dispensed with and the same being engrossed, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provision of the Constitution were as follows, viz:

Those who voted in the affirmative were—

Samuel W. Adams	Sam A. Cary	G. Givens Dixon
R. M. Amos	Chas. Chandler	H. C. Duffy
B. C. Beckmann	Lee Clark	W. D. Duncan
W. M. Boling	Bryce Cundiff	George W. Ellis
J. F. Bosworth	J. C. Day	Mrs. M. E. Flannery
Berl Boyd	O. A. Denton	Emery L. Frazier

Dr. H. M. Fultz	Ed. P. Murrah	H. Q. Thompson
Ed. A. Gullion	W. T. McGuire	D. D. Thornberry
Arch L. Hamilton	R. D. McMurtry	John M. Tinsley
Thos. O. Holder	E. E. Nelson	Garnett W. Tolin
Frank J. Humbert	C. C. Oney	N. I. Toombs
R. O. Huntsman	Brodie Payne	Chas. B. Truesdell
J. T. Jennings	H. Walter Pierce	John L. Trumbo
Lester Jeter	S. R. Powell	Fred C. Vanhoose
Ira Jones	Arch M. Quarles	Oscar Vest
H. R. Lawrence	R. I. Rice	Geo. C. Waggoner
Martin Light	J. L. Richardson	W. T. Walker
C. C. May	Arthur Saunders	W. S. Wallen
Harry J. Meyers	David I. Scott	J. B. Wicker
Claude D. Minor	George W. Smith	T. C. Willis
R. C. Moore	R. F. Stewart	
S. H. Moore	Geo. F. Thompson	

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Those who voted in the negative were—

John E. Brown	David J. Howard	Ira D. Smith
W. R. Button	Leon P. Lewis	Frank L. Strange
G. Lucien Drury	Rufus Lisle	H. V. Thompson
W. L. Gossett	Harry B. Miller	W. D. Watkins
Bryant Green	B. A. Muster	W. G. Wheeler
J. Edgar Hadden	Chas. A. Nelson	

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Mr. Frazier offered the following Amendments to the title of said bill:

Amend title of H. B. 22 by striking out in line 3, after the word "persons" and before the word "during" the following: "Who served" and adding in lieu thereof after the word "persons" and before the word "during" the following: "inducted, warranted or commissioned." And adding after the word "regulations," in the last line of title, the following: "And fixing a penalty for violations of the provisions thereof."

Said Amendments were agreed to.

Mr. Frazier moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

Mr. Green moved that the Rules be suspended and that bill entitled:

H. B. 55. An Act to amend, enlarge the powers and re-enact Section 553c of the Kentucky Statutes, Act of March 20, 1900, relating to bridges heretofore or hereafter constructed over navigable streams and rivers wholly within the boundary of the State of Kentucky.

Be made a Special Order of the Day for tomorrow at eleven o'clock A. M.

Said motion was disagreed to.

Mr. Meyers moved that the House do now adjourn.

Said motion was agreed to.

And then the House adjourned.

FRIDAY, FEBRUARY 17, 1922.

The House was opened with prayer by the Rev. Chesterfield Turner of the First Baptist Church of Frankfort.

The roll was called and the following Members answered to their names, viz:

Samuel W. Adams	C. W. Bennett	J. F. Bosworth
R. M. Amos	J. E. Bickett	Thos. Bowman
B. C. Beckmann	W. M. Boling	Berl Boyd

John E. Brown	Frank J. Humbert	Arch M. Quarles
W. R. Button	J. T. Jennings	R. I. Rice
Sam A. Cary	Wright Kelly	Arthur Saunders
Chas. Chandler	S. B. Lane	David I. Scott
Lee Clark	H. R. Lawrence	Lee L. Simons
E. B. Cross	Oscar Leibson	Reuben E. Skaggs
Bryce Cundiff	Leon P. Lewis	George W. Smith
J. C. Day	Martin Light	Ira D. Smith
O. A. Denton	Rufus Lisle	R. F. Stewart
G. Givens Dixon	C. C. May	Frank L. Strange
A. W. Dorsey	Harry J. Meyers	H. V. Thompson
G. Lucien Drury	Harry B. Miller	Geo. F. Thompson
H. C. Duffy	Claude D. Minor	D. D. Thornberry
George W. Ellis	R. C. Moore	John M. Tinsley
Mrs. M. E. Flannery	S. H. Moore	Garnett W. Tolin
Emery L. Frazier	Ed. P. Murrah	N. I. Toombs
Dr. H. M. Fultz	B. A. Muster	John L. Trumbo
W. L. Gossett	C. D. McCaw	Fred C. Vanhoose
Bryant Green	W. T. McGuire	Oscar Vest
Ed. A. Gullion	E. E. Nelson	Geo. C. Waggoner
J. Edgar Hadden	Chas. A. Nelson	W. T. Walker
Arch L. Hamilton	C. C. Oney	W. S. Wallen
Oscar P. Harvey	James Park	W. D. Watkins
Thos. O. Holder	Brodie Payne	W. G. Wheeler
N. T. Hopkins	H. Walter Pierce	J. B. Wicker
David J. Howard	S. R. Powell	T. C. Willis

The reading of the Journal of yesterday's proceedings was dispensed with.

Mr. Hopkins presented the Petition of sundry citizens of Pike County protesting against the creation of a new Circuit Court in said County.

Which was received, its reading dispensed with and referred to Committee on Circuit Courts.

Mr. Stewart moved that the Rules be suspended and that a bill entitled:

S. B. 14. An Act to provide for the establishment of two normal schools for the training of white elementary teachers, and appropriating moneys for the maintenance and operation thereof.

Be made a Special Order for Tuesday, February 21, at eleven o'clock A. M.

Said motion was agreed to.

Mr. Stewart moved that the vote by which said bill was made a Special Order for next Tuesday be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

Mr. Lewis moved that the Rules be suspended and that a bill entitled:

S. B. 26. An Act regulating municipal elections in cities of the first class, regulating the manner of providing and printing ballots therefor and the methods of voting in municipal elections in cities of the first class.

Be made a Special Order of the Day for today at twelve o'clock Meridian.

Said motion was agreed to.

Mr. Duffy moved that the Rules be suspended and that a bill entitled:

H. B. 25. An Act repealing section 8 of chapter 39 of the Acts of 1920, entitled: "An Act repealing sections 177, 178, 1501, 4502 and 86 of the common school law, the same being

sections 4501, 4502, 4502a-4, 4503, respectively, of the Kentucky Statutes, Carroll's Edition, 1915, relating to certification of teachers and granting of common school diplomas and re-enacting in lieu thereof new provisions."

Be made the Special Order of the Day on Tuesday, February 21, at two o'clock P. M.

Said motion was agreed to.

Mr. Vest moved that this Session of the House be extended indefinitely.

Said motion was agreed to.

Mr. Strange moved that the House do now resolve itself into the Committee of the Whole to hear an address from the Hon. Ben Johnson, Congressman from the Fourth Congressional District.

Said motion was agreed to.

Thereupon the Speaker vacated the Chair and designated Mr. Hamilton as the Chairman of the Committee of the Whole.

After a time Mr. Hamilton of the Committee of the Whole reported progress.

The House took up for consideration the Special Order of the Day for eleven o'clock A. M., a bill entitled:

H. B. 11. An Act relating to the inspection of illuminating oil.

Mr. Miller moved that said bill be recommitted.

Said motion was disagreed to.

The yeas and nays being required thereon by Messrs. Vest and Smith were as follows, viz:

Those who voted in the affirmative were—

Samuel W. Adams	Arch L. Hamilton	C. D. McCaw
B. C. Beckmann	Oscar P. Harvey	W. T. McGuire
J. E. Bickett	N. T. Hopkins	Chas. A. Nelson
John E. Brown	Frank J. Humbert	Brodie Payne
W. R. Button	Wright Kelly	R. I. Rice
Sam A. Cary	S. B. Lane	Ira D. Smith
G. Givens Dixon	H. R. Lawrence	H. V. Thompson
Emery L. Frazier	Oscar Leibson	Geo. F. Thompson
W. L. Gossett	Martin Light	D. D. Thornberry
Bryant Green	Rufus Lisle	Chas. B. Truesdell
Ed. A. Gullion	Harry B. Miller	John L. Trumbo

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Those who voted in the negative were—

R. M. Amos	R. O. Huntsman	Reuben E. Skaggs
C. W. Bennett	Lester Jeter	George W. Smith
W. M. Boling	Leon P. Lewis	R. F. Stewart
Chas. Chandler	C. C. May	Frank L. Strange
Lee Clark	R. C. Moore	John M. Tinsley
O. A. Denton	Ed. P. Murrah	Garnett W. Tolin
A. W. Dorsey	B. A. Muster	N. I. Toombs
G. Lucien Drury	R. D. McMurtry	Fred C. Vanhoose
H. C. Duffy	C. C. Oney	Oscar Vest
W. D. Duncan	James Park	Geo. C. Waggoner
George W. Ellis	S. R. Powell	W. T. Walker
Dr. H. M. Fultz	Arch M. Quarles	W. S. Wallen
J. Edgar Hadden	J. L. Richardson	W. D. Watkins
Thos. O. Holder	Arthur Saunders	W. G. Wheeler
David J. Howard	David I. Scott	J. B. Wicker

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Mr. Vest moved that the vote by which said motion was disagreed to be reconsidered and that motion lie on the table.

Said last named motion was agreed to.

Mr. Lewis moved that a bill entitled S. B. 26, which was made a Special Order of the Day for twelve o'clock Meridian, be taken up immediately after the matter under consideration is disposed of.

Said motion was agreed to.

Mr. Miller moved that the House do now recess until one-thirty o'clock P. M.

Said motion was agreed to.

The hour of one-thirty o'clock P. M. having arrived, the Speaker resumed the Chair and called the House to order.

The House resumed the consideration of the matter under consideration at the hour of recess.

Mr. Miller moved the Previous Question.

Said motion was disagreed to.

Mr. Ira D. Smith offered the following Amendments to the original bill:

1. "Amend by adding the following section:

"Nothing in this Act shall affect the right of any oil inspector in the State to serve out the time of which he has been duly appointed."

2. "Amend by adding the following section:

"This Act shall not go into effect until January 3, 1924."

Mr. Park offered the following Amendments to the Committee Substitute to said bill:

1. "Amend Substitute for H. B. 11 by striking out all of Sections 2, 3, 4, 5, 6, 7."

Said Amendment was agreed to.

2. "Amend Substitute for H. B. 11 by striking out the words 'July 1, 1922,' in line 4 of the printed Substitute bill and substitute therefor the words 'the expiration of the term for which he is now appointed.' "

Said Substitute as amended was then adopted.

The yeas and nays being required thereon by Messrs. Strange and Vest were as follows, viz:

Those who voted in the affirmative were—

Samuel W. Adams	Arch L. Hamilton	Brodie Payne
R. M. Amos	Thos. O. Holder	H. Walter Pierce
B. C. Beckmann	N. T. Hopkins	S. R. Powell
C. W. Bennett	Frank J. Humbert	R. I. Rice
J. E. Bickett	R. O. Huntsman	J. L. Richardson
J. F. Bosworth	J. T. Jennings	David I. Scott
Thos. Bowman	Ira Jones	Reuben E. Skaggs
Berl Boyd.	Wright Kelly	George W. Smith
John E. Brown	H. R. Lawrence	Ira D. Smith
W. R. Button	Oscar Leibson	Reuben E. Skaggs
Sam A. Cary	Martin Light	Geo. F. Thompson
Chas. Chandler	Rufus Lisle	H. Q. Thompson
Lee Clark	Harry J. Meyers	D. D. Thornberry
Bryce Cundiff	Harry B. Miller	John M. Tinsley
G. Givens Dixon	Ed. P. Murrah	Chas. B. Truesdell
G. Lucien Drury	C. D. McCaw	John L. Trumbo
Emery L. Frazier	W. T. McGuire	Fred C. Vanhoose
Dr. H. M. Fultz	R. D. McMurtry	Geo. C. Waggoner
W. L. Gossett	E. E. Nelson	T. C. Willis
Bryant Green	Chas. A. Nelson	
Ed. A. Gullion	James Park	

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Those who voted in the negative were—

W. M. Boling	David J. Howard	Arch M. Quarles
O. A. Denton	Lester Jeter	Arthur Saunders
A. W. Dorsey	Leon P. Lewis	R. F. Stewart
H. C. Duffy	C. C. May	N. I. Toombs
W. D. Duncan	R. C. Moore	Oscar Vest
George W. Ellis	S. H. Moore	W. T. Walker
Mrs. M. E. Flannery	B. A. Muster	W. D. Watkins
J. Edgar Hadden	C. C. Oney	J. B. Wicker

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Mr. Vest moved the Previous Question.

Said motion was disagreed to.

Mr. Strange moved that said bill and all Amendments be recommitted to the Committee on Kentucky Statutes.

Said motion was agreed to.

The yeas and nays being required thereon by Messrs. Vest and Duffy were as follows, viz:

Those who voted in the affirmative were—

Samuel W. Adams	Emery L. Frazier	W. T. McGuire
B. C. Beckmann	W. L. Gossett	Chas. A. Nelson
C. W. Bennett	Bryant Green	C. C. Oney
J. E. Bickett	Ed. A. Gullion	Brodie Payne
Berl Boyd	Arch L. Hamilton	H. Walter Pierce
John E. Brown	Lester Jeter	R. I. Rice
W. R. Button	H. R. Lawrence	George W. Smith
Lee Clark	Leon P. Lewis	Ira D. Smith
Bryce Cundiff	Martin Light	Frank L. Strange
G. Givens Dixon	Rufus Lisle	D. D. Thornberry
A. W. Dorsey	Harry J. Meyers	Geo. C. Waggoner
G. Lucien Drury	Harry B. Miller	W. T. Walker
W. D. Duncan	Claude D. Minor	W. D. Watkins
George W. Ellis	S. H. Moore	W. G. Wheeler
Mrs. M. E. Flannery	C. D. McCaw	T. C. Willis

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Those who voted in the negative were—

R. M. Amos	R. O. Huntsman	Arthur Saunders
W. M. Boling	J. T. Jennings	David I. Scott
J. F. Bosworth	Ira Jones	Reuben E. Skaggs
Thos. Bowman	Wright Kelly	R. F. Stewart
Sam A. Cary	Oscar Leibson	Geo. F. Thompson
Chas. Chandler	C. C. May	H. Q. Thompson
O. A. Denton	R. C. Moore	John M. Tinsley
H. C. Duffy	Ed. P. Murrah	N. I. Toombs
Dr. H. M. Fultz	B. A. Muster	Chas. B. Truesdell
J. Edgar Hadden	R. D. McMurtry	John L. Trumbo
Oscar P. Harvey	E. E. Nelson	Fred C. Vanhoose
Thos. O. Holder	James Park	Oscar Vest
N. T. Hopkins	S. R. Powell	J. B. Wicker
David J. Howard	Arch M. Quarles	
Frank J. Humbert	J. L. Richardson	

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Mr. Strange moved that the vote by which said bill was recommitted be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

Mr. Richardson moved that when this House adjourn today, it be to meet on next Monday, February 20, at one o'clock P. M.

Said motion was agreed to.

A message was received from the Senate announcing that they had passed bills and resolutions of the following titles, viz:

S. B. 180. An Act to amend and re-enact Sections 7 and 8 of Chapter 34 of the session acts of the General Assembly of 1920, said Act being entitled: "An Act creating the Kentucky

Geological Survey, designating its executive officer and his duties and providing funds for its maintenance."

S. B. 208. An Act for the benefit of the Home for Incurables.

S. Res. 15. Joint Resolution for the benefit of Martin R. Glenn and Clifford W. Thomas, Janitors of the Senate and House of Representatives.

S. Res. 16. Resolution for the benefit of certain officers and employees of the General Assembly of Kentucky.

S. Res. 18. Resolution providing for the purchase of copies of the Legislative Digest adopted at the Session of 1920 as the official publication for the General Assembly and certain officials.

S. Res. 21. Resolution providing for the appointment by the Governor of a commission of (100) One Hundred citizens, to same without pay, for a "Henry Watterson Memorial."

Said bills and resolutions were read, ordered printed and referred to Committee on Appropriations.

That they had concurred in bill which originated in the House of the following titles, viz:

H. B. 35. An Act to suppress and prohibit the issuance, distribution, gift, supplying or procurrance of trading stamps by any trading stamp company, persons, firms, corporations or merchants, and to prohibit the redemption of any trading stamps by any trading stamp company, persons, firms, corporation or merchants; and to prohibit the advertisement of the issuance, distribution, gift, supplying or procurrance of trading stamps; and to prohibit the acceptance of any trading

stamps by any person; and providing penalties for violations of its provisions.

H. B. 189. An Act to assist disabled ex-service men and women in obtaining from the Federal Government the relief authorized by Acts of Congress creating for that purpose the Kentucky Disabled Ex-Service Men's Board, and appropriating funds therefor; providing for space in and stenographic assistance from the Adjutant General's Office, and declaring an emergency to exist.

Ordered that said last two named bills be delivered to the Enrolling Clerk of the House.

Mr. Richardson moved that the House do now adjourn.

Said motion was agreed to.

And then the House adjourned.

MONDAY, FEBRUARY 20, 1922.

The House was opened with prayer by the Rev. J. Howard Gibbons of the Protestant Episcopal Church of Frankfort.

The roll was called and the following Members answered to their names, viz:

Samuel W. Adams	John E. Brown	A. W. Dorsey
R. M. Amos	W. R. Button	G. Lucien Drury
B. C. Beckmann	Sam A. Cary	H. C. Duffy
C. W. Bennett	Chas. Chandler	W. D. Duncan
J. E. Bickett	Lee Clark	George W. Ellis
W. M. Boling	E. B. Cross	Mrs. M. E. Flannery
J. F. Bosworth	Bryce Cundiff	Emery L. Frazier
Thos. Bowman	O. A. Denton	Dr. H. M. Fultz
Berl Boyd	G. Givens Dixon	W. L. Gossett

Bryant Green
Ed. A. Gullion
J. Edgar Hadden
Arch L. Hamilton
Oscar P. Harvey
Thos. O. Holder
N. T. Hopkins
Frank J. Humbert
R. O. Huntsman
J. T. Jennings
Lester Jeter
Ira Jones
Wright Kelly
S. B. Lane
H. R. Lawrence
Oscar Leibson
Leon P. Lewis
Rufus Lisle
C. C. May
Harry J. Meyers
Harry B. Miller
Claude D. Minor
R. C. Moore
S. H. Moore
Ed. P. Murrah
B. A. Muster
C. D. McCaw
W. T. McGuire
R. D. McMurtry
E. E. Nelson
Chas. A. Nelson
D. A. O'Donovan
C. C. Omey
Brodie Payne
H. Walter Pierce
Arch M. Quarles
R. I. Rice
J. L. Richardson
Arthur Saunders
David I. Scott
Lee L. Simons
Reuben E. Skaggs
George W. Smith
Ira D. Smith
R. F. Stewart
Frank L. Strange
H. V. Thompson
Geo. F. Thompson
H. Q. Thompson
D. D. Thornberry
John M. Tinsley
Garnett W. Tolin
N. I. Toombs
Chas. B. Truesdell
John L. Trumbo
Fred C. Vanhoose
Oscar Vest
Geo. C. Waggoner
W. T. Walker
W. S. Wallen
W. D. Watkins
W. G. Wheeler
J. B. Wicker
T. C. Willis

The reading of the Journal of yesterday's proceedings was dispensed with.

Mr. Button offered the following Resolution, viz:

Whereas, David W. Griffith, a native of Oldham County, Kentucky, played such an outstanding part in the winning of the great world war in co-operation with the allied nations as to reflect great honor on this Commonwealth, and

Whereas, he is now in Frankfort to address the Kentucky Senate at three P. M. Monday, February 20th,

Therefore, be it resolved, That Mr. Griffith be invited to address both the Senate and the House in the House Chamber at the time and on the date designated.

Said Resolution was agreed to.

Mr. Lawrence moved that this Session of the House be extended indefinitely.

Said motion was agreed to.

Mrs. Flannery offered the following Resolution, viz:

Whereas, the Bureau of Education of the United States Government has during the past ten years been making an extended investigation of the wisdom, costs, advisability, expediency, merits and objections to the use and distribution of free textbooks to the pupils of the public schools of the various states of the union and now has compiled such information covering the wisdom of the adoption of such systems, and

Whereas, the House of Representatives now has before it a bill, House Bill 127, providing for the furnishing of free textbooks to the children of the public schools of Kentucky, and it being the desire of this body to have all the information obtainable to guide us in the rightful determination of said matter, now therefore,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

That a request be made of the Commissioner of Education of the United States Government at Washington, D. C., that his department communicate with the House of Representatives its findings upon the average costs of the free textbook system in the various States having such a system; the length of time such systems have been in operation and with what success in the various States of the Union and the advise of said Commissioner as to the advantages and disadvantages of such system as shown by the statistics gathered by said department.

(2) That said report when received by accepted as an official communication and printed and distributed to the various members of the House.

(3) That the Clerk of the House be directed to forthwith transmit to the Commissioner of Education at Washington, D. C., a copy of this resolution with the request that he furnish this House with said information for which this body shall be duly grateful.

Said Resolution was agreed to.

Mr. Bosworth offered a Joint Resolution of the following title, viz:

Resolution for the benefit of James E. Hudson.

Said Resolution was ordered printed and referred to Committee on Rules.

Mr. Scott offered a Resolution of the following title, viz:

H. Res. 17. Resolution requesting Congress to make provision for the erection and maintenance of a Lighthouse on the Falls of the Ohio River at Louisville.

Said Resolution was ordered printed and referred to Committee on Rules.

Upon a call of the Counties and Legislative Districts, the following bills were introduced, ordered printed and referred as follows, viz:

By Mr. Button.

H. B. 382. An Act relating to Circuit Courts.

By Mr. Bosworth.

H. B. 383. An Act to amend Subsec. 3 of Sec. 331e, Kentucky Statutes, Carroll's Edition, 1915.

By same.

H. B. 384. An Act to amend and re-enact Section 1199, Kentucky Statutes, Carroll's Edition of 1915, providing punishment for receiving stolen goods.

By Mr. Payne.

H. B. 385. An Act to amend Sec. 3382 of Carroll's Kentucky Statutes, 1915, by changing the time of the appointment of Board of Tax Supervisors for cities of the third class.

By Mr. Gossett.

H. B. 386. An Act to require all educational institutions receiving aid from the Commonwealth to make an annual report of receipts and expenditures to the State Department of Education.

By Mr. Clark.

H. B. 387. An Act to amend and re-enact Chapter 93 of the Acts of the General Assembly, of the Commonwealth of Kentucky, of 1920, entitled:

"An Act relating to revenue and taxation, requiring an excise of license tax to be paid on all gasoline sold at retail in this State, and requiring any person engaging in business of selling gasoline at retail to pay said tax for the privilege of engaging in said business; providing the manner of collecting said tax, requiring reports and fixing fines and penalties for violations of the act."

By Mr. Clark.

H. B. 388. An Act to amend an Act relating to revenue and taxation, and entitled: "An Act relating to revenue and taxation, creating a State Tax Commission, providing for the appointment, qualification and term of office of its members, prescribing its powers and duties, appropriating money therefor, providing for the assessment of property for taxation, and the supervision and equalization of assessments, and prescribing the powers and duties of county clerks, county tax commissioners, sheriffs, collectors, Railroad Commission, Auditor of Public Accounts, and other officers performing some duty in reference to the taxation of property, creating county boards of supervisors, a State Board of Equalization and a State Board of Valuation and Assessment, and defining their powers and duties, prescribing penalties, and repealing existing statutes.

By Mr. Simons.

H. B. 389. An Act to amend Subsec. 3 of Sec. 331e, Kentucky Statutes, Carroll's 1915 Edition.

By Mr. S. H. Moore.

H. B. 390. An Act to provide for the suppression of contagious diseases among bees, to create the office of State Inspector of Apiaries and to appropriate money therefor.

By Mrs. Flannery.

H. B. 391. An Act relating to roads and highways.

By same.

H. B. 392. An Act to fix and regulate the time of holding the terms of Circuit Courts in the Twentieth Judicial District.

By Mr. Tolin.

H. B. 393. An Act to amend Sections 1, 4a, 9, 10, 12, 16, 17, 18, 24, 35, 73 and 74 of an act entitled: "An Act to provide an election system of Workmen's Compensation for industrial accidents," and known as Chapter 33 of the Acts of the General Assembly of the Commonwealth of Kentucky, approved by the Governor on March 23, 1916, and the same Act as amended by what is known as Chapter 126 of the Acts of the General Assembly for the year 1918, and approved by the Governor on March 29, 1918, and the same Act as amended by what is known as Chapter 37 of the Acts of the General Assembly of the Commonwealth of Kentucky for the year 1920, and approved by the Governor on March 22, 1920; said sections as amended, and to be amended, are known as Sections 4880, 4884, 4890, 4891, 4893, 4896, 4897, 4898, 4899, 4905, 4916 and 4957 of Carroll's Kentucky Statutes, Volume 3, 1918 Edition.

By same.

H. B. 394. An Act to amend and re-enact Sec. 23 of an Act defining Public Roads, providing for their establishment, regulation, use and maintenance.

By same.

H. B. 395. An Act relating to corporations; amending section 571 of the Kentucky Statutes, Carroll's Edition, 1915.

By Mr. Adams.

H. B. 396. An Act to amend Subsec. 7 of Sec. 1019a of the Act approved February 27, 1920, the same being Chapter 2 of the acts of the General Assembly of the Commonwealth of Kentucky at the 1920 session, entitled: "An Act to amend Subsec. 7 of Sec. 1019a of the Act approved March 29, 1902,

entitled: 'An Act to provide for stenographic reporters for courts of continuous session.' "

By Mr. Scott.

H. B. 397. An Act appropriating Fifteen Thousand Dollars to the Louisville National Medical College for the purpose of improving and equipping the hospital operated in connection therewith, and appropriating the sum of Ten Thousand Dollars per annum to said Medical College for the purpose of maintaining said hospital, and for the training therein of colored young men and women of this Commonwealth as nurses.

By Mr. Duncan.

H. B. 398. An Act to amend and re-enact Chapter 20 of the Acts of 1920, General Assembly, entitled: "An Act to provide for washrooms in certain employments to protect the health of employees and secure public health."

By Mr. Quarles.

H. B. 399. An Act designating the 16th day of June of each year a legal holiday to be known as "Flag Day."

By same.

H. B. 400. An Act to provide for an appropriation of $12,500 for the completion of the State Capitol.

By same.

H. B. 401. An Act to appropriate $3,000 to authorize the purchase of additional ground contingent to the present State Capitol ground.

By same.

H. B. 402. An Act to provide an appropriation amounting to $20,000 for the completion of the pendentives of the State Capitol.

By same.

H. B. 403. An Act for the better punishment of bribery and corruption in elections and repealing sections fifteen hundred and eighty-six (1586) and fifteen hundred and eighty-seven (1587) of Carroll's Kentucky Statutes and re-enacting same.

By same.

H. B. 404. An Act to repeal Chapter six of the Acts of 1920, entitled: "An Act providing for a minimum salary for teachers employed outside of graded districts and outside of incorporated cities and towns maintaining a separate school system, providing for raising the funds to pay same and the method of payment," and enact in lieu thereof as follows:

By Mr. Ira Jones.

H. B. 405. An Act relating to roads and bridges and amending Chapter 17 of the Acts of the General Assembly of Kentucky of 1920, by adding thereto, as project No. —— extending from Leitchfield via. Caneyville, Horse Branch and Rosine to Beaver Dam.

By. Mr. Truesdell.

H. B. 406. An Act empowering the Railroad Commission of the Commonwealth of Kentucky to compel common carriers to furnish reasonable facilities in intrastate traffic, and providing penalties for violation thereof.

By Mr. Richardson.

H. B. 407. An Act for the benefit of the Red Cross Association (Colored) of Louisville.

By Mr. Harvey.

H. B. 408. An Act consolidating the offices of Master Commissioner and Trustee of the Jury Fund with that of Circuit Court Clerk in all counties of this Commonwealth, except such counties as contain cities of the first, second, third and fourth classes.

By Mr. Watkins.

H. B. 409. An Act relating to Railroads. An Act to require Railroads to furnish cabooses on all extended transfer switching crews where the miles of transfer movement is more than four miles.

By Mr. Frazier.

H. B. 410. An Act designating the third day of June of each year a legal holiday to be known as "Jefferson Davis Day."

By Mr. Ira D. Smith.

H. B. 411. An Act to amend and re-enact Sec. 1938a-2 of Carroll's Edition of the Kentucky Statutes, which same is a section of the Acts of the General Assembly, passed in 1916 relating to Game and Birds.

By Mr. Lawrence.

H. B. 412. An Act creating an efficiency commission with the power and authority to make survey of, and inquire into

and report concerning all departments, commissions, and boards, arms and branches of the State Government, as well as all Institutions supported in whole or in part by public funds, also all existing and prospective sources of revenue; defining its powers, and duties, and appropriating funds to enable it to exercise the powers and duties conferred.

By Mr. Green.

H. B. 413. An Act to change the name of the Eastern Kentucky State Normal School and the name of the Western Kentucky State Normal School.

By Mr. R. C. Moore.

H. B. 414. An Act to amend Chapter 17, Acts of 1920.

By Mr. Kelly.

H. B. 415. An Act to repeal laws that traverse the Sabbath.

By same.

H. B. 416.

By same.

H. B. 417. An Act establishing a road to run from Harlan, in Harlan County, Kentucky, via the Pine Mountain Settlement School, in Harlan County, to Hyden, in Leslie County, as a State primary road, and designating said project as project No. 56A.

By Mr. Muster.

H. B. 418. An Act relating to cities of the sixth class.

By Mr. Cary.

H. B. 419. An Act to prevent the double-listing of real estate for taxation and to secure the listing of liens against real estate for taxation.

By same.

H. B. 420. An Act adding Project 40½ to the Primary System of State Highways.

By Mr. Amos.

H. B. 421. An Act entitled: "An Act providing for the submission to the voters of the State of Kentucky, for their rejection or ratification, amendments to Sections 31 and 36 of the Constitution of the State of Kentucky.

By Mr. McGuire.

H. B. 422. An Act relating to Public Roads and Highways.

By same.

H. B. 423. An Act relating to public roads and highways.

By Mr. Dorsey.

H. B. 424. An Act making the city of Springfield, Washington County, Kentucky, a center of construction in the primary system of State Highways laid out and designated in an Act of the General Assembly of the Commonwealth of Kentucky in 1920.

By same.

H. B. 425. An Act making the road leading from Perryville in Boyle County to Springfield in Washington County a part of the Primary Road system of Kentucky, connecting thereby Project 25 at Perryville with Project 47 at Springfield, said projects as numbered being so designated in the road laws enacted at the regular session of the General Assembly of Kentucky in 1920.

By Mr. Liebson.

H. B. 426. An Act relating to casualty, fidelity and guarantee companies and companies writing automobile fire and theft, plate glass, accident and health or workmen's compensation insurance, not incorporated under the laws of this State, and stipulating conditions under which such companies may be authorized to transact business in this State; providing for the licensing of such companies and their agents; providing that all policies of casualty, automobile fire and theft, plate glass, accident and health or workmen's compensation insurance, upon property risks located within this State, to be valid must be signed or countersigned by a resident agent; providing that duly authorized fidelity and guarantee companies holding certificates of authority to transact business in this State may become surety and sole surety on fidelity and surety bonds of all kinds provided bonds be signed or countersigned by a resident agent or a resident attorney-in-fact; and prohibiting rebating by all casualty, fidelity and guarantee companies and companies writing automobile fire and theft, plate glass, accident and health or workmen's compensation insurance, or their agents, and providing penalties therefor.

All of which were referred to the Committee on Rules.

Mr. Dorsey of the Committee on Enrollments reported that they had examined and found correctly enrolled a Resolution and bills of the following titled, viz:

H. Res. 4. Resolution inviting the National Committee for Mental Hygiene to make a survey of conditions in the State of Kentucky.

H. B. 96. An Act to authorize the valuation of bonds and other securities held by Life Insurance Companies, Assessment Life Associations and Fraternal Benefit Associations by the amortization method.

H. B. 189. An Act to assist disabled ex-service men and women in obtaining from the Federal Government the relief authorized by Acts of Congress creating for that purpose the Kentucky Ex-service Men's Board and appropriating funds therefor, providing for space in and stenographic assistance from the Adjutant General's Office and declaring an emergency to exist.

Thereupon all other business was suspended, the said resolution and bills were read at length and compared in open House and thereupon the Speaker in open session and in the presence of the House affixed his signature thereto.

Ordered that the Enrolling Clerk deliver the same to the Senate.

After a time the Enrolling Clerk delivered the original and the enrolled resolution and bill duly signed by the President of the Senate into the possession of the Chief Clerk of this House.

Ordered that the Chief Clerk of this House deliver said resolution and bills to the Governor.

After a time the Chief Clerk reported that he had discharged that duty.

A message was received from the Senate announcing that they had passed bills of the following titles, viz:

S. B. 34. An Act to regulate the issue and redemption of script or other evidence of debt in order to prohibit the graft from workmen's wages for advancement before pay day.

S. B. 67. An Act to amend and re-enact as amended Section 31 of an Act entitled: "An Act defining boundaries for school districts embracing cities of the fourth class and providing systems of schools in such districts, and creating boards of education for such districts, providing for an election thereof, defining their powers and duties and repealing all laws in conflict therewith, approved March 13, 1920.

S. B. 105. An Act to provide for the employment and utilization of the labor of persons now or hereafter confined in the State Penitentiary or the State Reformatory on the conviction of a felony to prohibit the working or employment of convicts elsewhere than within the walls of the State Penitentiary or the State Reformatory except in the quarrying or mining of road material, and except on State Farms for the production of food for the use of inmates of the Institution in which such convicts are confined.

S. B. 113. An Act to amend an Act entitled: "An Act defining boundaries for school districts embracing cities of the fourth class and providing systems of schools in such district and creating boards of education for the election thereof, defining their powers and duties and repealing all laws in conflict therewith."

Said bills were ordered printed and referred to Committee on Rules.

That they had passed a bill which originated in the House entitled:

H. B. 111. An Act to amend Sec. 1 of an Act approved March 28, 1918, amending Chapter 22b, Sec. 415b, Subsec. 6 and 15 relating to Confederate pensions.

Ordered that said bill be delivered to the Enrolling Clerk.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

S. B. 26. An Act regulating municipal election in cities of the first class; regulating the manner of providing and printing ballots therefor and the methods of voting in municipal elections in cities of the first class.

Said bill is as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. All elections held in cities of the first class of this State for the election of municipal officers shall be held on the same day and at the same time as now provided by law. The provisions of the general election law of the State of Kentucky as to the duties of the county clerk and other public officers in the matter of printing and distributing ballots, of the issuing of them to the voters, of receiving and depositing them in ballot boxes, and of counting and preserving them, and in all other particulars, except as otherwise provided herein, shall be applicable in all respects to the election of the municipal officers in cities of the first class under the provisions of this act, provided that it shall be the duty of the sheriff of the county, in counties containing cities of the first class, to provide for each precinct in said city a separate box for the reception of ballots used in the election of the municipal officers, and provided further, that it shall be the duty of the officers of election in each precinct to issue the

ballots herein provided for in the same manner as other ballots are issued at said elections by writing the name and the residence of the voter upon the primary stub and his register number upon the secondary stub of the municipal ballot and by observing as to these ballots such other regulations for the issue and deposit of ballots as may be prescribed for other general elections. It shall be unlawful for any election officer or other person within the election booth to tell or indicate by word of mouth, or otherwise, to a voter what may be the political affiliation of any candidate, and a violation of this provision shall be a misdemeanor, punishable by a fine not exceeding two hundred dollars ($200.00). At any municipal election held under the provisions of this act any political party may appoint an inspector and challenger, whose duty it shall be to act as such in the precinct in which he is appointed, and said appointment shall be made by the same authority and in the same manner as challengers and inspectors are appointed for other general elections and in so acting said inspector and challenger shall be governed by the provisions of the general election law with reference to inspectors and challengers.

§ 2. At all elections held under this act for the election of municipal officers in cities of the first class, the ballots shall be on a different sheet from all other ballots to be used in any election and shall be in the form therein prescribed, except the words "municipal ticket" shall be at the head thereof, and the names of all candidates shall be printed as herein provided on said ballot in a single column, but if the number of names to be printed would cause the ballot to be of such length as to be inconvenient the column may be continued by carrying it to the top of the ballot and to the right of the beginning of the column, but in such continuation of the column no group of candidates hereinafter provided for shall be broken. The ballot for municipal elections in cities of the first class shall contain no party emblem or device and no party name or designation, and only names of such can-

didates as are to be elected by the voters of the city shall appear upon the ballot, but any party question to be voted for by the voters of the city only may appear on the municipal ballot. The names of the candidates for any particular office shall be printed under the name of the office for which such candidate or candidates are running. The name of the office shall be placed in the center of the column and the names of the candidates for that particular office shall be printed thereunder, and this shall be done in case of every office to be filled. The candidates of the same political party for executive offices shall constitute a group; the candidates of the same political party for fiscal offices shall constitute a group; the candidates of the same political party for judicial offices shall constitute a group; the candidates of the same political party for legislative offices shall constitute two groups, one consisting of the board of aldermen and the other consisting of the board of councilmen; and the candidates of the same political party for ministerial offices shall constitute a group. The names of the candidates constituting each separate group shall appear together on the ballot, and there shall be a square opposite and to the right of each name, and any voter desiring to cast his ballot for any candidate in the group, he or she may do so by placing the stencil mark in the square opposite the name of the candidate. There shall be a blank space under the name of each candidate in each group, with a square opposite such blank space, which blank space shall be far enough below the name of such candidate to enable a voter to write the name of a person in the blank space. Any voter desiring to vote for a person whose name does not appear on the ballot may do so by writing the name of such person in the blank space under the proper office designation with a black lead pencil and then stamping with the stencil in the square opposite the name so written.

Every group of candidates, as above indicated, shall be bracketed together by a bracket on the left of and enclosing such group; opposite the center of the bracket and to the left

thereof and near to and almost touching the center of the bracket shall be placed a square of the same dimensions as the square placed opposite the name of each candidate. Any voter desiring to vote for all of the candidates in any group so enclosed by a bracket may do so by placing the stencil mark in the square opposite to the center and to the left of the bracket. When there is only one candidate in any group no bracket shall be used and such candidate shall be voted for by the voter's placing the stencil mark in the square opposite and to the right of the name of such candidate.

In printing the ballots the clerk shall cause the groups of the candidates for executive offices to be first printed at the head of the column, followed by the groups of candidates for judicial offices, which shall be followed by the groups of candidates for fiscal offices, which shall be followed by the groups of candidates for ministerial offices, which shall be followed by the groups of candidates for aldermen, which shall be followed by the groups of candidates for councilmen. The names of the candidates in the groups shall be so printed on the first fifty ballots, and on each of the succeeding fifty ballots the groups shall be printed in the same order except that the first group on the preceding fifty ballots shall be shifted to the last place on the next succeeding fifty ballots, which last group so shifted from the first place on said previous lot of fifty ballots shall be succeeded by the second group thereon at all times, and thereafter throughout a like change or rotation being made in the printed order of groups for every ballot.

§ 3. The executive officers shall consist of the mayor and members of the board of park commissioners and such officers as may be hereafter created, whose duties relate wholly or substantially so to the executive branch of the city government.

The judicial officers shall consist of the police judge, prosecuting attorney of the police court, clerk of the police court, and bailiff of the police court, and such officers as may

be hereafter created, whose duties relate wholly or substantially so to the judicial department of the city government.

The fiscal officers shall consist of the treasurer and city tax receiver, and such officers as may be hereafter created, whose duties relate wholly or substantially so to the collection or disbursement of public funds.

The legislative officers shall consist of the board of aldermen and the board of councilmen.

The ministerial officers shall consist of all other city elective officers not specifically mentioned herein.

If any of the offices mentioned should be abolished, these provisions shall apply to such as remain or may be hereafter created to discharge substantially the same duties.

In the event all of the offices in any group herein defined should be abolished, or in the event there should be no candidate in any particular group such group shall not appear upon the ballot containing the printed names of any candidates, but in the event there are offices to be filled belonging to any group and no candidates were nominated, the group shall appear upon the ballot with blank spaces on the ballot which may be used by the voters in writing the names of persons to be voted for therein.

§ 4. All laws in conflict with this act are hereby repealed.

Mr. Huntsman offered the following amendments to said bill, viz:

1. Amend S. B. 26 by striking out "Cities of the First Class" in the first line of the first section thereof and insert instead thereof the word "Cities of the first, second class, third class and fourth class."

Said Amendment was disagreed to.

2. Amend said S. B. 26, Section 1, line 11, and in Sec. 2, line 2, and Sec. 2, line 12, by adding thereto the word "second class, third class and fourth class."

Said amendment was disagreed to.

The yeas and nays being required thereon by Messrs. Huntsman and Richardson were as follows, viz:

Those who voted in the affirmative were—

R. M. Amos	N. T. Hopkins	James Park
J. F. Bosworth	Frank J. Humbert	J. L. Richardson
Thos. Bowman	R. O. Huntsman	David I. Scott
Sam A. Carv	J. T. Jennings	Reuben E. Skaggs
Chas. Chandler	Ira Jones	Geo. F. Thompson
E. B. Cross	Wright Kelly	H. Q. Thompson
Dr. H. M. Fultz	Oscar Leibson	John M. Tinsley
Oscar P. Harvey	Ed. P. Murrah	Chas. B. Truesdell
Thos. O. Holder	R. D. McMurtry	John L. Trumbo

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Those who voted in the negative were—

Samuel W. Adams	David J. Howard	Arthur Saunders
B. C. Beckmann	Lester Jeter	Lee L. Simons
C. W. Bennett	S. B. Lane	George W. Smith
J. E. Bickett	H. R. Lawrence	Ira D. Smith
W. M. Boling	Leon P. Lewis	R. F. Stewart
Berl Boyd	C. C. May	Frank L. Strange
W. R. Button	Harry J. Meyers	D. D. Thornberry
Lee Clark	Harry B. Miller	Garnett W. Tolin
Brice Cundiff	Claude D. Minor	N. I. Toombs
A. W. Dorsey	R. C. Moore	Oscar Vest
G. Lucien Drury	C. D. McCaw	Geo. C. Waggoner
H. C. Duffy	W. T. McGuire	W. T. Walker
George W. Ellis	Chas. A. Nelson	W. S. Wallen
Mrs. M. E. Flannery	D. A. O'Donovan	W. D. Watkins
Emery L. Frazier	C. C. Olney	W. G. Wheeler
W. L. Gossett	Brodie Payne	J. B. Wicker
Bryant Green	H. Walter Pierce	T. C. Willis
Ed. A. Gullion	Arch M. Quarles	
J. Edgar Hadden	R. I. Rice	

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Ordered that said bill be read the third time.

The Constitutional provision as to the third reading of said bill at length being dispensed with, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provision of the Constitution were as follows, viz:

Those who voted in the affirmative were—

Samuel W. Adams	David J. Howard	Arthur Saunders
B. C. Beckmann	Lester Jeter	Lee L. Simons
C. W. Bennett	S. B. Lane	George W. Smith
J. E. Bickett	H. R. Lawrence	Ira D. Smith
W. M. Boling	Martin Light	R. F. Stewart
Berl Boyd	C. C. May	Frank L. Strange
John E. Brown	Harry J. Meyers	D. D. Thornberry
W. R. Button	Harry B. Miller	Garnett W. Tolin
Lee Clark	Claude D. Minor	N. I. Toombs
Brice Cundiff	R. C. Moore	Oscar Vest
O. A. Denton	B. A. Muster	Geo. C. Waggoner
A. W. Dorsey	C. D. McCaw	W. T. Walker
G. Lucien Drury	W. T. McGuire	W. S. Wallen
George W. Ellis	Chas. A. Nelson	W. D. Watkins
Mrs. M. E. Flannery	D. A. O'Donovan	W. G. Wheeler
Emery L. Frazier	C. C. Oney	J. B. Wicker
Bryant Green	Brodie Payne	T. C. Willis
Ed. A. Gullion	H. Walter Pierce	
J. Edgar Hadden	R. I. Rice	

—55

Those who voted in the negative were—

R. M. Amos	Dr. H. M. Fultz	Ira Jones
J. F. Bosworth	Oscar P. Harvey	Wright Kelly
Thos. Bowman	Thos. O. Holder	Oscar Leibson
Sam A. Cary	N. T. Hopkins	Ed. P. Murrah
Chas. Chandler	Frank J. Humbert	R. D. McMurtry
E. B. Cross	R. O. Huntsman	E. E. Nelson

James Park	Reuben E. Skaggs	John M. Tinsley
J. L. Richardson	Geo. F. Thompson	Chas. B. Truesdell
David I. Scott	H. Q. Thompson	John L. Trumbo

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The following pair was announced:

Mr. Lewis with Mr. Newman.

Mr. Lewis, if voting, would vote in the affirmative, and Mr. Newman, if present and voting, would vote in the negative.

Resolved that the title thereof be as aforesaid.

Mr. Lewis moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

Mr. Minor moved that the House do now resolve itself into the Committee of the Whole House for the purpose of hearing an address by the Hon. David Warwich Griffith.

Said motion was agreed to.

Thereupon the Speaker vacated the Chair and designated Mr. Waggoner as Chairman of said Committee.

After a time, the Speaker having resumed the Chair, Mr. Waggoner reported that they had heard an interesting address by Mr. Griffith, one of Kentucky's noblest sons.

Mr. Miller moved that the House do now adjourn.

Said motion was agreed to.

And then the House adjourned.

TUESDAY, FEBRUARY 21, 1922.

The House was opened with prayer by the Rev. I. W. Wilcox of the Presbyterian Church, Southern Assembly of Frankfort.

The roll was called and the following Members answered to their names, viz:

Samuel W. Adams	H. C. Hawkins	H. Walter Pierce
R. M. Amos	Thos. O. Holder	S. R. Powell
B. C. Beckmann	N. T. Hopkins	Arch M. Quarles
C. W. Bennett	David J. Howard	R. I. Rice
J. E. Bickett	Frank J. Humbert	J. L. Richardson
W. M. Boling	R. O. Huntsman	Arthur Saunders
J. F. Bosworth	Lester Jeter	David I. Scott
Thos. Bowman	Ira Jones	Lee L. Simons
Berl Boyd	Wright Kelly	Reuben E. Skaggs
John E. Brown	S. B. Lane	George W. Smith
W. R. Button	H. R. Lawrence	Ira D. Smith
Sam A. Cary	Leon P. Lewis	R. F. Stewart
Chas. Chandler	Martin Light	Frank L. Strange
Lee Clark	Rufus Lisle	H. V. Thompson
E. B. Cross	C. C. May	Geo. F. Thompson
Brice Cundiff	Harry J. Meyers	H. Q. Thompson
J. C. Day	Harry B. Miller	D. D. Thornberry
O. A. Denton	Claude D. Minor	John M. Tinsley
G. Givens Dixon	R. C. Moore	Garnett W. Tolin
A. W. Dorsey	S. H. Moore	N. I. Toombs
G. Lucien Drury	Ed. P. Murrah	Chas. B. Truesdell
H. C. Duffy	B. A. Muster	John L. Trumbo
George W. Ellis	C. D. McCaw	Oscar Vest
Mrs. M. E. Flannery	W. T. McGuire	Geo. C. Waggoner
Emery L. Frazier	R. D. McMurtry	W. T. Walker
Dr. H. M. Fultz	E. E. Nelson	W. S. Wallen
W. L. Gossett	Chas. A. Nelson	W. D. Watkins
Bryant Green	Geo. W. Newman	W. G. Wheeler
Ed. A. Gullion	D. A. O'Donovan	J. B. Wicker
J. Edgar Hadden	C. C. Oney	T. C. Willis
Arch L. Hamilton	James Park	
Oscar P. Harvey	Brodie Payne	

The reading of the Journal of yesterday's proceedings was dispensed with.

At the instance of Mr. Meyers of the Committee on Rules, bills of the following titles were reported with the expression of opinion that they should pass, viz:

H. B. 339. An Act relating to revenue and taxation, repealing an act approved March 29, 1918, being Chapter 122 of Session Acts and also known as Section 4223c-1, 4223c-2, 4223c-3, 4223c-4, 4223c-5, 4223c-6, 4223c-7, 4223c-8, 4223c-9, Vol. 3 of Carroll's 1915 Kentucky Statutes and re-enacting same with certain amendments; fixing the annual tax rate on oil and gas wells and leases, producing and non-producing, with their equipment, development and operations in and on same, subject to taxation; fixing the date of assessment prescribing by whom the tax shall be paid; limiting the local rate of ad valorem taxes on such property; providing for the distribution of the funds derived from such taxation; providing for the assessment, equalization, and collection of the tax.

S. Res. 17. Resolution memoritizing Congress to change the revenue laws.

S. Res. 18. Resolution providing for the purchase of copies of the Legislative Digest adopted at the session of 1920 as the official publication for the General Assembly and certain officials.

S. Res. 16. Resolution for the benefit of certain officers and employees of the General Assembly of Kentucky.

S. Res. 15. Joint Resolution for the benefit of Martin R. Glenn and Clifford W. Thomas, Janitors of the Senate and House of Representatives.

Said bills were severally read at length the first time and ordered to be placed on the Calendar.

At the instance of Mr. Meyers of the Committee on Rules, the House took up for consideration a bill of the following title. viz:

H. B. 87. An Act to amend section 3512 of the Kentucky Statutes, subdivision 4, Article 5, Chapter 89, Kentucky Statutes, relating to the appointment of Special Judges for Police Court in Cities of the fourth class.

Said bill is as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That Section 3512 of Kentucky Statutes, same being a part of Subdivision 4 of Article 5 of Chapter 89 thereof, be, and the same is, hereby amended, revised and re-enacted so that same, when so amended, revised and re-enacted, will read as follows, to-wit:

Section 3512. Special Judge—Provisions for Selecting. When the judge of the police court fails to attend, or is absent by reason of sickness or by reason of being out of the city, or unable from any cause to attend the police court, he shall appoint and designate by order to be entered on the order book of said police court a police judge pro tem. Said police judge pro tem shall possess all the qualifications required by law of the regular judge; shall take the same oath and during the period he acts shall have all the power and authority and be liable to all the responsibilities of the regular judge, provided, however, when in attendance said regular judge or pro tem judge can not properly preside in a case pending in such court, or when either party to any cause shall file with the clerk or the deputy clerk of said court his affidavit that the judge will not afford him a fair and impartial trial, the parties may by agreement elect a duly qualified person to act and preside on the trial of said cause and he shall accordingly preside, having first taken the oath as prescribed

for the regular judge in this charter, provided that if no agreement can be reached, the attorneys of the court who are present shall elect one of the bar then in attendance, or other person who shall possess the same qualifications prescribed by this charter for the regular judge and the person so elected shall accordingly preside in said trial having first taken the oath as prescribed for the regular judge. The election shall be held by the clerk of the court and if there be no clerk by the City Attorney, and if he be not present, by any member of the bar of that court whom the members of the bar present may select; in case of a tie the person holding said election shall give the deciding vote. The person thus selected, during the period that he acts, shall have all the power and be liable to all responsibilities of the regular judge of said court.

§ 2. All Acts and parts of Acts in conflict herewith are hereby repealed.

Ordered that said bill be read the third time.

The Constitutional provision as to the third reading of said bill at length being dispensed with, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provision of the Constitution were as follows, viz:

Those who voted in the affirmative were—

Samuel W. Adams	W. R. Button	G. Lucien Drury
R. M. Amos	Sam A. Cary	George W. Ellis
B. C. Beckmann	Chas. Chandler	Mrs. M. E. Flannery
J. E. Bickett	Lee Clark	Emery L. Frazier
W. M. Boling	F. B. Cross	Dr. H. M. Fultz
J. F. Bosworth	Brice Cundiff	W. L. Gossett
Thos. Bowman	J. C. Day	Bryant Green
Berl Boyd	O. A. Denton	Ed. A. Gullion
John E. Brown	A. W. Dorsey	J. Edgar Hadden

Oscar P. Harvey	B. A. Muster	Frank L. Strange
H. C. Hawkins	C. D. McCaw	H. V. Thompson
Thos. O. Holder	W. T. McGuire	Geo. F. Thompson
N. T. Hopkins	R. D. McMurtry	D. D. Thornberry
David J. Howard	E. E. Nelson	John M. Tinsley
Lester Jeter	Chas. A. Nelson	Garnett W. Tolin
Ira Jones	Geo. W. Newman	N. I. Toombs
Wright Kelly	D. A. O'Donovan	Chas. B. Truesdell
S. B. Lane	James Park	John L. Trumbo
H. R. Lawrence	Brodie Payne	Oscar Vest
Leon P. Lewis	H. Walter Pierce	Geo. C. Waggoner
Martin Light	Arch M. Quarles	W. T. Walker
C. C. May	R. I. Rice	W. S. Wallen
Harry J. Meyers	Arthur Saunders	W. D. Watkins
Harry B. Miller	David I. Scott	W. G. Wheeler
R. C. Moore	Reuben E. Skaggs	J. B. Wicker
S. H. Moore	George W. Smith	
Ed. P. Murrah	R. F. Stewart	—79

Resolved that the title thereof be as aforesaid.

Mr. Bosworth moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of Mr. Meyers of the Committee on Rules, the House took up for consideration a bill of the following title, viz:

H. B. 264. An Act to change and fix the times for holding the terms of Circuit Court in the Thirty-sixth Judicial District of Kentucky composed of the counties of Wolfe, Morgan and Magoffin.

Said bill is as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That the time for holding Circuit Court in the Thirty-sixth Circuit Court Judicial District of Kentucky, shall be as follows, viz:

In Wolfe County, Ky., at Campton, on the fourth Monday in January, and second Monday in July and October of each year and continue twelve juridical days, if the business so requires.

In Morgan County, at West Liberty, on the fourth Monday in February, July and October, of each year, and continue eighteen juridical days if the business requires.

In Magoffin County, at Salyersville, second Monday in March, June and November in each year, and continue eighteen juridical days, if the business so requires.

§ 2. All Acts and parts of Acts in conflict herewith are hereby repealed.

This Act shall take effect and be in full force from and after its passage.

Ordered that said bill be read the third time.

The Constitutional provision as to the third reading of said bill at length being dispensed with, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provision of the Constitution were as follows, viz:

Those who voted in the affirmative were—

Samuel W. Adams	Lee Clark	Bryant Green
R. M. Amos	E. B. Cross	Ed. A. Gullion
B. C. Beckmann	Brice Cundiff	J. Edgar Hadden
J. E. Bickett	J. C. Day	Oscar P. Harvey
W. M. Boling	A. W. Dorsey	H. C. Hawkins
J. F. Bosworth	G. Lucien Drury	Thos. O. Holder
Thos. Bowman	W. D. Duncan	N. T. Hopkins
Berl Boyd	George W. Ellis	David J. Howard
W. R. Button	Mrs. M. E. Flannery	Frank J. Humbert
Sam A. Carv	Emery L. Frazier	J. T. Jennings
Chas. Chandler	Dr. H. M. Fultz	Lester Jeter

Wright Kelly	Chas. A. Nelson	H. Q. Thompson
S. B. Lane	Geo. W. Newman	D. D. Thornberry
H. R. Lawrence	D. A. O'Donovan	John M. Tinsley
Oscar Leibson	James Park	Garnett W. Tolin
Leon P. Lewis	Brodie Payne	N. I. Toombs
Martin Light	H. Walter Pierce	Chas. B. Truesdell
C. C. May	Arch M. Quarles	John L. Trumbo
Harry J. Meyers	R. I. Rice	Oscar Vest
Harry B. Miller	Arthur Saunders	Geo. C. Waggoner
R. C. Moore	David I. Scott	W. T. Walker
S. H. Moore	Reuben E. Skaggs	W. S. Wallen
Ed. P. Murrah	George W. Smith	W. D. Watkins
B. A. Muster	R. F. Stewart	W. G. Wheeler
C. D. McCaw	Frank L. Strange	J. B. Wicker
W. T. McGuire	H. V. Thompson	T. C. Willis
E. E. Nelson	Geo. F. Thompson	—80

Mr. Meyers moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

A message was received from the Senate announcing that they had passed bills and a resolution of the following titles, viz:

S. B. 98. An Act to amend Subsection 2 of Section 4866b, Kentucky Statutes, Carroll's 1915 Edition, regulating the hours of employment of females in certain industries.

S. B. 123. An Act to amend and re-enact Section 1777 of the Kentucky Statutes, Carroll's Edition, 1915, relating to Assessors in counties having two hundred thousand (200,000) population, increasing the maximum annual salary to be allowed to Deputy or Assistant Assessors, from fifteen hundred ($1,500.00) dollars, per annum to two thousand ($2,000.00) dollars per annum, and repealing conflicting laws.

S. B. 126. An Act to amend an Act entitled: "An Act for the government of cities of the first class" approved July

1, 1893, so as to enlarge the powers of cities of the first class and to provide for the elimination of grade crossings of the public streets of such cities at grade over the tracks of steam or electric railroads, etc.

S. B. 170. An Act amending and re-enacting Section 2982, Kentucky Statutes, Carroll's Edition of 1915 (being Section 197 of the Act approved July 1, 1893, entitled: "An Act for the government of cities of the first class," as amended by Section 2 of the Act approved March 16, 1898, entitled: "An Act to amend an Act entitled: 'An Act for the government of cities of the first class,' approved July 1, 1893;") and providing for the borrowing, by such cities, of funds for current fiscal needs, and the pledging of current taxes and revenues to secure such loans.

S. B. 216. An Act to amend and re-enact Subsection 9 of Section 3490 of the Kentucky Statutes relating to the construction of sewers in the streets, alleys and highways, in cities of the fourth class.

S. B. 249. An Act to amend and re-enact Section 2218 of Kentucky Statutes as amended and re-enacted by Chapter 165 of the Acts of the General Assembly of 1920.

S. Res. 22. Joint resolution for the benefit of the Chief Clerks and the Assistant Clerks of the Senate and the House of Representatives.

Said bills and resolution were ordered printed and referred to Committee on Rules.

By unanimous consent bills of the following titles were introduced by Mr. Drury, viz:

H. B. 427. An Act to amend an Act entitled: "An Act relating to roads and bridges and being Chapter 17 of the Acts of 1920."

H. B. 428. An Act providing for the condemnation of land by Electric Light or Power Companies.

Said bills were ordered printed and referred to Committee on Rules.

Mr. Vest moved that Harry J. Meyers, Jr., be made Page without pay to this House for the remainder of this Session.

Said motion was agreed to.

At the instance of Mr. Meyers of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 160. An Act to repeal Section 30 and 31 of Chapter 13 of the Acts of the General Assembly of 1910 relating to textbook commissions for cities, etc.

Together with an Amendment thereto by way of Substitute therefor.

Mr. Meyers moved that further consideration of said bill be postponed and that said bill be made a Special Order of the Day for Friday at eleven o'clock A. M., and that the Substitute as offered by the Committee be ordered printed, and that should said Substitute be not printed when the hour for said Special Order arrives the further consideration of said bill is to be postponed until the Substitute is printed.

Said motion was agreed to.

At the instance of Mr. Meyers of the Committee on Rules the House took up for consideration from the Orders of the Day, a bill entitled:

S. B. 14. An Act to provide for the establishment of two Normal Schools for the training of white elementary

teachers and appropriating moneys for the maintenance and operation thereof.

Said bill is as follows, viz:

The following bill was reported from the Senate, ordered to be printed and referred to the Committee on Normal Schools, viz:

An Act to provide for the establishment of two normal schools for the training of white elementary teachers, and appropriating moneys for the maintenance and operation thereof.

Whereas, the greatest need of common schools is trained elementary teachers, and

Whereas, the state normal schools already established can neither reach nor train all the elementary teachers needed for the common schools, therefore.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That the State Board of Education be and is hereby authorized and empowered to establish two new normal schools for the training of white elementary teachers, one to be located in the western part of the State and one to be located in the eastern part of the state.

The State Board of Education is hereby authorized to receive gifts of land, buildings, or money for the establishment of these two normal schools for white elementary teachers.

§2. The management and control of these two normal schools, when established, shall be and is hereby vested in the State Board of Education.

§ 3. There is hereby appropriated, out of the general funds of the state, to each of these two normal schools, for

maintenance and operation, the sum of thirty thousand dollars annually. The Auditor of the Commonwealth is directed to draw his warrants for said sums, above appropriated, upon requisition signed by the chairman and secretary of the State Board of Education.

Provided, that the above appropriation for maintenance and operation shall not become available for said normal schools until the State Board of Education has received for each of said schools gifts of land suitable to the purposes of each school, and also gifts of buildings or money, or both, equivalent in value to at least one hundred thousand dollars.

Provided further, that if gifts and donations are made, sufficient to establish one of said schools, then the sum of thirty thousand dollars shall be available for the maintenance and operation of said school.

§ 4. All laws and parts of laws in conflict with the provisions of this Act are hereby repealed.

Mr. Jeter offered the following Amendment to said bill, viz:

S. B. 14 is hereby amended as follows:

By striking from line 1, section 1, page 1 thereof, the words "that the State board be and is," and inserting in lieu thereof the following, "that a Commission is hereby created to be known as the State Normal School Commission, consisting of eight members who are citizens of the State of Kentucky and over the age of twenty-one years, to be appointed as follows: five by the Speaker of the House of Representatives and three by the President of the Senate, which is."

By striking from line 5, section 1, page 1 thereof the words "State Board of Education" and inserting in lieu thereof the words "said Commission";

By striking from lines 8 and 9, section 3, page 2 thereof the words "State Board of Education" and inserting in lieu thereof the words "said Commission";

Mr. Truesdell offered the following Amendment to the Amendment proposed by Mr. Jeter:

"Amend the Amendment of the Representative from Lincoln by substituting the number of the Committee to be appointed by the Speaker of the House from five members on the Commission to read three members."

Said Amendment was disagreed to.

The Amendment as proposed by Mr. Jeter was agreed to.

The yeas and nays being required thereon by Messrs. Bosworth and Park were as follows, viz:

Those who voted in the affirmative were—

Samuel W. Adams	Oscar P. Harvey	H. Walter Pierce
R. M. Amos	H. C. Hawkins	Arch M. Quarles
B. C. Beckmann	David J. Howard	R. I. Rice
C. W. Bennett	J. T. Jennings	Arthur Saunders
J. E. Bickett	Lester Jeter	Lee L. Simons
Berl Boyd	S. B. Lane	George W. Smith
John E. Brown	H. R. Lawrence	Ira D. Smith
W. R. Button	Oscar Leibson	Frank L. Strange
Lee Clark	Leon P. Lewis	H. V. Thompson
Bryce Cundiff	Martin Light	D. D. Thornberry
A. W. Dorsey	Rufus Lisle	Garnett W. Tolin
G. Lucien Drury	C. C. May	N. I. Toombs
H. C. Duffy	Harry B. Miller	Oscar Vest
George W. Ellis	R. C. Moore	Geo. C. Waggoner
Emery L. Frazier	S. H. Moore	W. T. Walker
W. L. Gossett	B. A. Muster	W. S. Wallen
Bryant Green	W. T. McGuire	W. D. Watkins
Ed. A. Gullion	Chas. A. Nelson	W. G. Wheeler
J. Edgar Hadden	C. C. Oney	J. B. Wicker
Arch L. Hamilton	Brodie Payne	T. C. Willis

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Those who voted in the negative were—

J. F. Bosworth	R. O. Huntsman	David I. Scott
Thos. Bowman	Ira Jones	Reuben E. Skaggs
Sam A. Cary	Wright Kelly	R. F. Stewart
Chas. Chandler	Ed. P. Murrah	Geo. F. Thompson
E. B. Cross	C. D. McCaw	H. Q. Thompson
J. C. Day	R. D. McMurtry	John M. Tinsley
Dr. H. M. Fultz	Geo. W. Newman	Chas. B. Truesdell
Thos. O. Holder	James Park	John L. Trumbo
N. T. Hopkins	S. R. Powell	
Frank J. Humbert	J. L. Richardson	

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Mr. Boyd offered the following Amendment to said bill, viz:

"Amend S. B. 14 by adding Section 5."

Section 5. If any section of this Act shall be held unconstitutional the remainder of the Act shall not be affected thereby.

Said Amendment was agreed to.

Mr. Huntsman offered the following Amendment to said bill:

"Amend by striking out the word "two" in section 1, line 2, and inserting in lieu thereof the word "three," and inserting after the word "teachers" in line 3 the words "one new Normal School for teaching of colored elementary teachers" and by striking out the word "to" in line 6 and inserting in lieu thereof the word "three."

Said Amendment was disagreed to.

The yeas and nays being required thereon by Messrs. Huntsman and Bosworth were as follows, viz:

Those who voted in the affirmative were—

R. M. Amos	Frank J. Humbert	J. L. Richardson
J. F. Bosworth	R. O. Huntsman	Arthur Saunders
Thos. Bowman	J. T. Jennings	David I. Scott
Sam A. Cary	Ira Jones	Lee L. Simons
Chas. Chandler	Wright Kelly	Reuben E. Skaggs
E. B. Cross	Oscar Leibson	Geo. F. Thompson
J. C. Day	Leon P. Lewis	H. Q. Thompson
A. W. Dorsey	Ed. P. Murrah	John M. Tinsley
Dr. H. M. Fultz	R. D. McMurtry	Chas. B. Truesdell
Oscar P. Harvey	Geo. W. Newman	John L. Trumbo
Thos. O. Holder	S. R. Powell	

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Those who voted in the negative were—

Samuel W. Adams	J. Edgar Hadden	H. Walter Pierce
B. C. Beckmann	Arch L. Hamilton	Arch M. Quarles
C. W. Bennett	H. C. Hawkins	R. I. Rice
J. E. Bickett	N. T. Hopkins	George W. Smith
W. M. Boling	David J. Howard	Ira D. Smith
Berl Boyd	Lester Jeter	R. F. Stewart
John E. Brown	S. B. Lane	H. V. Thompson
W. R. Button	H. R. Lawrence	D. D. Thornberry
Lee Clark	Martin Light	N. I. Toombs
Bryce Cundiff	Rufus Lisle	Oscar Vest
O. A. Denton	C. C. May	Geo. C. Waggoner
G. Lucien Drury	Harry B. Miller	W. T. Walker
H. C. Duffy	R. C. Moore	W. S. Wallen
George W. Ellis	S. H. Moore	W. D. Watkins
Mrs. M. E. Flannery	B. A. Muster	W. G. Wheeler
Emery L. Frazier	C. D. McCaw	J. B. Wicker
W. L. Gossett	W. T. McGuire	T. C. Willis
Bryant Green	Chas. A. Nelson	
Ed. A. Gullion	Brodie Payne	

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Mr. Jeter moved the Previous Question.

Said motion was agreed to.

Ordered that said bill be engrossed and read the third time.

The Constitutional provision as to the third reading of said bill at length being dispensed with, and the same being engrossed, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provision of the Constitution were as follows, viz:

Those who voted in the affirmative were—

Samuel W. Adams	H. C. Hawkins	H. Walter Pierce
B. C. Beckmann	N. T. Hopkins	S. R. Powell
C. W. Bennett	David J. Howard	Arch M. Quarles
J. E. Bickett	Frank J. Humbert	R. I. Rice
W. M. Boling	J. T. Jennings	David I. Scott
J. F. Bosworth	Lester Jeter	Lee L. Simons
Thos. Bowman	Ira Jones	George W. Smith
Berl Boyd	Wright Kelly	Ira D. Smith
Sam A. Cary	S. B. Lane	R. F. Stewart
Chas. Chandler	H. R. Lawrence	Frank L. Strange
Lee Clark	Oscar Leibson	H. V. Thompson
E. B. Cross	Leon P. Lewis	Geo. F. Thompson
Bryce Cundiff	Martin Light	John M. Tinsley
J. C. Day	Rufus Lisle	Garnett W. Tolin
A. W. Dorsey	C. C. May	N. I. Toombs
G. Lucien Drury	Harry J. Meyers	Chas. B. Truesdell
H. C. Duffy	Harry B. Miller	John L. Trumbo
George W. Ellis	R. C. Moore	Oscar Vest
Mrs. M. E. Flannery	S. H. Moore	Geo. C. Waggoner
Emery L. Frazier	Ed. P. Murrah	W. T. Walker
Dr. H. M. Fultz	B. A. Muster	W. S. Wallen
W. L. Gossett	C. D. McCaw	W. D. Watkins
Bryant Green	W. T. McGuire	W. G. Wheeler
Ed. A. Gullion	D. A. O'Donovan	J. B. Wicker
J. Edgar Hadden	C. C. Oney	T. C. Willis
Arch L. Hamilton	James Park	
Oscar P. Harvey	Brodie Payne	

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Those who voted in the negative were—

W. R. Button	Thos. O. Holder	R. D. McMurtry
O. A. Denton	R. O. Huntsman	Arthur Saunders

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Resolved that the title thereof be as aforesaid.

Mr. Meyers moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

Mr. Vest moved that this Session of the House be extended indefinitely.

Said motion was agreed to.

The hour of twelve-thirty o'clock having arrived, Mr. Meyers moved that the House do now recess until one-thirty o'clock P. M.

Said motion was agreed to.

And then the House recessed.

The hour of one-thirty having arrived, the Speaker resumed the Chair and called the House to order.

At the instance of Mr. Meyers of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 251. An Act to authorize and regulate the practice of Chiropractic, to provide for the licensing and examination of Chiropractors, to create a State Board of Examination and Registration, to provide for the appointment of same,

to establish rules and regulations governing said Board, to provide a curriculum, and establish a standard of efficiency, to provide pre-requisites and establish a fee for examination, to provide for the disposal of the fund arising from said fee, to regulate the holding of meetings of said Board and issuance of license to practice Chiropractic, to provide a penalty for practicing Chiropractic without a license as provided by this Act, and to repeal all acts and parts of acts in conflict herewith.

Said bill is as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That there is hereby created and established a Board to be known by the name and style of the State Board of Chiropratic Examiners, and said Board shall be composed of three (3) practicing Chiropractors of integrity and ability, who shall be residents of the State of Kentucky, and who shall be graduates of a regular chartered school or college of Chiropractic, and who shall have practiced Chiropractic continuously in the State of Kentucky for a period of at least one year. No two members of said Board shall be graduates from the same school or college of Chiropractic.

§ 2. The Governor of the State of Kentucky shall, within thirty (30) days after the taking effect of this act, appoint three Chiropractors from a list of not less than seven names furnished by the Kentucky Association of Chiropractors, who shall possess the qualifications specified in section 1 of this act, to constitute the members of said Board. Said members shall be so classified by the Governor that the term of office of one shall expire in one year, one in two years, and one in three years from the date of appointment. Annually, thereafter, the Governor shall appoint one member who shall be a licensed practicioner and who possesses the qualifications specified in Section One of this act, to serve for a period of

three years, and shall fill all vacancies in said Board caused by death or otherwise, as soon as practicable, from a list of names furnished by the Kentucky Association of Chiropractors.

§ 3. (a) Said Board of Chiropractic Examiners shall convene within thirty (30) days after their appointment, and elect a President, Vice-president and a Secretary-Treasurer from their membership, and elect such officers annually thereafter; and a majority of said Board shall constitute a quorum.

(b) Said Board shall hold regular meetings during the month of June and December of each year, for examination of applicants and for such other business pertaining to its duties as may properly come before it; and shall publish notice of the time and place thereof, at least thirty days in advance of each meeting, in a newspaper of general circulation published in the State of Kentucky.

(c) Said Board shall have authority to administer oaths, take affidavits, summon witnesses, and hear testimony as to matters pertaining to their duties. They shall adopt a seal, which shall be fixed to all licenses issued by them and shall from time to time adopt such rules and regulations as they deem proper and necessary for the performance of their duties, and they shall adopt a schedule of minimum educational requirements, which shall be without prejudice, partiality or discrimination as to the different schools of Chiropractic. The Secretary of said Board shall keep a record of the proceedings of the Board which shall at all times be open to public inspection. Said Board shall also keep on file with the Secretary of State a copy of its rules and regulations for public inspection.

(d) A license to practice Chiropractic within this State shall be issued to the individual members of said Board at the first meeting of said Board upon payment of the regular fee as provided for in this act.

§ 4. It shall be unlawful for any person to practice Chiropractic in this state unless he shall have first obtained a license

as provided in this act; provided, however, that nothing in this act shall apply to or affect any persons who are now actually engaged in the practice of such profession, except as hereinafter provided.

§ 5. (a) Before it shall be lawful for any person to practice Chiropractic in this State, he shall make application to said Board of Chiropractic Examiners through the Secretary-Treasurer thereof, upon such form and in such manner as may be required by said board, at least fifteen (15) days prior to any meeting of said Board. Each applicant shall be a graduate of a chartered Chiropractic school or college which teaches, and from which he has taken, in actual attendance, a course of three years of at least six months each. Application shall be in writing, and signed and sworn to before some officer authorized to administer oaths, and shall recite the history of the applicant as to his educational advantages, his experience in matters pertaining to a knowledge of the care of the sick, how long he has studied Chiropractic, from which school a graduate, and which collateral branches, if any, he has studied, and the length of time he has engaged in clinical practice accompanying the same with proofs such as diplomas, certificates and affidavits, and also satisfactory evidence of good character.

(b) There shall be paid to the Secretary-Treasurer of the State Board of Chiropractic Examiners by each applicant for a license, a fee of $25.00, ten dollars of which shall accompany the application, and the remainder, $15.00, shall be paid upon issuance of license. Like fees shall be paid for any subsequent examination and application.

§ 6. (a) Examination for license to practice Chiropractic shall be made by said Board, according to the method deemed by it to be the most practical, thorough and satisfactory to test the applicant's qualifications. Such application shall be designated by a number instead of his or her name so that the identity will not be discovered or disclosed

to the members of the Board until after the examination papers are graded.

(b) All examinations shall be made in writing, the subjects of which shall be as follows: Anatomy, Physiology, Histology, Pathology Symtomology, Nerve Tracing, Chiropractic Orthopedy, Hygiene, Public Health Service, Principles of Chiropractic, Adjusting and Palpitating as taught by Chiropractic schools and colleges. A license shall be granted to all applicants who shall correctly answer seventy-five per centum (75%) of all questions asked, and if any applicant shall fail to answer correctly sixty per centum (60%) of the questions on any branch of said examination he or she shall not be entitled to a license.

(c) Any person who has complied with the provisions of this act may engage in the practice of Chiropractic, and therein adjust by hand any articulations of the spine or any tissue in any way related thereto, for the purpose of removing the cause of any disease or abnormality, or for the correction of any injury or deformity of human beings.

§ 7. All licensed Chiropractors now practicing within the State of Kentucky shall not be required to undergo an examination and the provisions of this act with reference to such examination in no wise applies to them.

§ 8. (a) The State Board of Chiropractic Examiners may refuse to grant or may revoke a license to practice Chiropractic in this State, or may cause a licentiate's name to be removed from the records in the office of the Clerk of the County Court upon any of the following grounds, to-wit: The employment of fraud or deception in applying for a license or in passing an examination provided for in this act; the practice of Chiropractic under a false or assumed name, or the impersonation of another practitioner of like or different name, the conviction of a crime involving moral turpitude; habitual intemperance in the use of ardent spirits, narcotics or stimulants to such an extent as to incapacitate him or her for the performance of their professional duties.

Any person who is a licentiate, or who is an applicant for a license to practice Chiropractic against whom any of the foregoing grounds for revoking or refusing a license is presented to said board with a view of having the Board revoke or refuse to grant a license, shall be furnished with a copy of the complaint, and shall have a hearing before said Board in person or by an attorney, and witnesses may be examined by said Board respecting the guilt or innocense of said accused.

(b) Said Board may at any time within two years of the refusal or revocation or cancellation of registration under this section, by a majority vote, issue a new license or grant a license to the person affected, restoring him to or conferring upon him all the rights and privileges of, and pertaining to the practice of Chiropractic as defined and regulated by this act. Any person to whom such have been restored shall pay to the Secretary-Treasurer the sum of $25.00 upon issuance of a new license.

§ 9. Every person who shall receive a license from the State Board of Chiropractic Examiners shall have it recorded in the office of the Clerk of the County Court of the County in which he resides, and shall likewise have it recorded in the counties to which he shall subsequently remove for the purpose of practicing Chiropractic.

The failure or refusal on the part of the holder of a license to have it recorded before he or she shall begin the practice of Chiropractic in this state after having been notified by the State Board of Chiropractic Examiners to do so, shall be sufficient grounds to revoke or cancel a license and render it null and void. The Clerk of each County Court shall keep for public inspection, in a book provided for that purpose, a complete list and description of the licenses recorded by him. When any such licenses shall be presented to him for record, he shall stamp upon the face thereof his signed memorandum of the date when such license was presented for record.

§ 10. All persons practicing Chiropractic within this State shall pay on or before the first day of September of each

year, after a license is issued to them as herein provided, to said Board of Chiropractic Examiners a renewal license fee of three ($3.00) dollars. The Secretary-Treasurer shall, thirty days or more before September 1st of each year, mail to all Chiropractors in this State a notice of the fact that the renewal fee will be due on or before the first of September. Nothing in this act shall be construed so as to require that the renewal receipts shall be recorded as original licenses are required to be recorded.

§ 11. All examination and renewal fees received by the State Board of Chiropractic Examiners under this act shall be paid to the Secretary-Treasurer of said Board, who shall, at the end of each year, deposit the same with the State Treasurer, and the said State Treasurer shall hold said money so received as a special fund for the State Board of Chiropractic Examiners and shall pay the same out on warrants drawn by the Auditor of Public Accounts, upon vouchers issued and signed by the President and the Secretary-Treasurer of said Board in defraying its expenses in carrying out the provisions of this act.

(b) The Secretary-Treasurer shall keep a true and accurate account of all funds received and all vouchers issued by the Board; and during the month of December of each year he shall file with the Governor of the State a report of all receipts and disbursements and the proceedings of said Board for the previous year.

(c) The members of said Board shall receive a per diem of ten ($10.00) dollars for each day during which they shall be actually engaged in the discharge of their duties, and mileage at the rate of three (3) cents per mile for each mile necessarily traveled in going to and from any meeting of said Board.

(d) Such per diem and mileage and such other incidental expenses necessarily connected with said Board shall be paid out of the fund of the State Board of Chiropractic Examiners, and not otherwise.

§ 12. Chiropractic practitioners shall observe and be subject to all State and municipal regulations relating to the control of contagious and infectious diseases, and the public health, sign death certificates and report same to the proper health officers the same as other practictioners.

§ 13. The Treasurer of said Board shall give bond in such sum and with such sureties as the Board may deem proper. Upon sufficient proof to the Governor of the inability or misconduct of any member of the Board, said member shall be removed and the Governor shall appoint as his successor a licensed Chiropractor practicing in this State, who shall be a graduate of a different school from those represented on the Board.

§ 14. Persons licensed to practice Chiropractic under the laws of any State having equal requirements of this act, may, in the discretion of the Board, be issued a license to practice in this State without examination, upon payment of the fee of twenty-five ($25.00) dollars as herein provided.

§ 15. Any person who shall practice or attempt to practice Chiropractic, or any person who shall buy, sell or fraudulently obtain any diploma or license to practice Chiropractic, whether recorded or not, or who shall use the title Chiropractor, D. C., Ph. C., or any word or title to induce belief that he is engaged in the practice of Chiropractic without first complying with the provisions of this act, or any person who shall violate any of the provisions of this act, shall be guilty of a misdemeanor, and upon conviction thereof be punished by a fine of not less than fifty ($50.00) dollars nor more than two hundred ($200.00) dollars, or by imprisonment in the County jail for not less than thirty (30) days, nor more than one year, or both, at the discretion of the Court or Jury trying the case. Nothing in this act shall be construed to interfere with any other method or science used in the treatment or care of the sick.

§ 16. It shall be the duty of the several prosecuting attorneys of this State to prosecute all persons charged with

the violation of any of the provisions of this act. It shall be the duty of the Secretary-Treasurer of said Board, under the direction of said Board, to aid said attorneys in the enforcement of this act.

§ 17. All acts and parts of acts in conflict herewith are hereby repealed.

§ 18. This act shall take effect and be in force from and after its passage and approval.

Mr. Meyers moved that the House do now resolve itself into a Committee of the Whole House, for the purpose of hearing Dr. J. N. McCormack of the State Board of Health and Dr. Dunn, representing the Chiropractors of the State discuss the merits of the bill under consideration.

Said motion was agreed to.

Thereupon the Speaker vacated the Chair and designated Mr. Simons as Chairman of said Committee.

After a time the Speaker having resumed the Chair, Mr. Simons of the Committee of the Whole House reported progress.

Ordered that said bill be read the third time.

The Constitutional provision as to the third reading of said bill at length being dispensed with, it was read the third time by its title, and passed.

The yeas and nays being taken thereon in accordance with the provision of the Constitution were as follows, viz:

Those who voted in the affirmative were—

B. C. Beckmann	W. M. Boling	Berl Boyd
C. W. Bennett	J. F. Bosworth	W. R. Button
J. E. Bickett	Thos. Bowman	E. B. Cross

Bryce Cundiff	Martin Light	Reuben E. Skaggs
J. C. Day	Rufus Lisle	Ira D. Smith
A. W. Dorsey	C. C. May	R. F. Stewart
H. C. Duffy	R. C. Moore	H. V. Thompson
George W. Ellis	S. H. Moore	Geo. F. Thompson
J. Edgar Hadden	W. T. McGuire	Garnett W. Tolin
Oscar P. Harvey	D. A. O'Donovan	N. I. Toombs
David J. Howard	Brodie Payne	Oscar Vest
Frank J. Humbert	H. Walter Pierce	W. S. Wallen
J. T. Jennings	S. R. Powell	J. B. Wicker
Wright Kelly	Arch M. Quarles	T. C. Willis
S. B. Lane	J. L. Richardson	

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Those who voted in the negative were—

Samuel W. Adams	N. T. Hopkins	Arthur Saunders
R. M. Amos	R. O. Huntsman	David I. Scott
John E. Brown	Lester Jeter	Lee L. Simons
Lee Clark	Ira Jones	George W. Smith
O. A. Denton	H. R. Lawrence	Frank L. Strange
G. Lucien Drury	Oscar Leibson	H. Q. Thompson
Emery L. Frazier	Leon P. Lewis	D. D. Thornberry
Dr. H. M. Fultz	Harry J. Meyers	John M. Tinsley
W. L. Gossett	Ed. P. Murrah	Chas. B. Truesdell
Bryant Green	B. A. Muster	John L. Trumbo
Ed. A. Gullion	R. D. McMurtry	Geo. C. Waggoner
Arch L. Hamilton	E. E. Nelson	W. T. Walker
H. C. Hawkins	Chas. A. Nelson	W. D. Watkins
Thos. O. Holder	C. C. Oney	W. G. Wheeler

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Resolved that the title thereof be as aforesaid.

Mr. Duffy moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

Mr. Meyers moved that when this House adjourn today, it be to meet on Thursday, February 23, at one o'clock P. M.,

and that the present Session be extended only for the purpose of a report from the Enrollment Committee.

Said motion was agreed to.

Mr. Dorsey of the Committee on Enrollment reported that they had examined and found correctly enrolled a bill entitled:

S. B. 26. An Act regulating municipal elections in cities of the first class regulating the manner of providing and printing ballots therefor, and the methods of voting in municipal elections in cities of the first class.

Thereupon all other business was suspended, said bill was read at length in open House and the Speaker of the House in open Session and in the presence of the House affixed his signature thereto.

Ordered that the Enrolling Clerk deliver said bill to the Senate.

And then the House adjourned.

THURSDAY, FEBRUARY 23, 1922.

The House was opened with prayer by the Rev. M. S. Clark of the Methodist Episcopal Church, South, of Frankfort.

The roll was called and the following Members answered to their names, viz:

Samuel W. Adams	W. M. Boling	Berl Boyd
C. W. Bennett	J. F. Bosworth	John E. Brown
J. E. Bickett	Thos. Bowman	W. R. Button

Sam A. Cary
Chas. Chandler
Lee Clark
E. B. Cross
Bryce Cundiff
J. C. Day
O. A. Denton
G. Givens Dixon
A. W. Dorsey
G. Lucien Drury
H. C. Duffy
W. D. Duncan
George W. Ellis
Mrs. M. E. Flannery
Emery L. Frazier
Dr. H. M. Fultz
W. L. Gossett
Bryant Green
Ed. A. Gullion
J. Edgar Hadden
Arch L. Hamilton
David J. Howard
Lester Jeter
Ira Jones
Wright Kelly
S. B. Lane
H. R. Lawrence
Oscar Leibson
Leon P. Lewis
Martin Light
Rufus Lisle
Harry J. Meyers
Harry B. Miller
Claude D. Minor
R. C. Moore
S. H. Moore
Ed. P. Murrah
B. A. Muster
C. D. McCaw
W. T. McGuire
R. D. McMurtry
E. E. Nelson
Chas. A. Nelson
Geo. W. Newman
D. A. O'Donovan
C. C. Oney
Brodie Payne
H. Walter Pierce
S. R. Powell
Arch M. Quarles
R. I. Rice
J. L. Richardson
Arthur Saunders
Lee L. Simons
Reuben E. Skaggs
Ira D. Smith
R. F. Stewart
Frank L. Strange
H. V. Thompson
Geo. F. Thompson
H. Q. Thompson
D. D. Thornberry
John M. Tinsley
N. I. Toombs
Chas. B. Truesdell
John L. Trumbo
Oscar Vest
Geo. C. Waggoner
W. T. Walker
W. S. Wallen
W. D. Watkins
W. G. Wheeler
J. B. Wicker

The reading of the Journal of yesterday's proceedings was dispensed with.

A message was received from the Senate announcing that they had passed bills of the following titles, viz:

S. B. 43. An Act to amend an Act entitled: "An Act relating to the office of Police Judge in cities of the second class in this Commonwealth, etc."

S. B. 104. An Act to amend Section 4 of Chapter 11 of the Acts of the Extraordinary Session of 1917, being section 4019a-10 of the Kentucky Statutes, Carroll's Edition, 1918, being an Act relating to revenue and taxation, providing an

annual tax upon property subject to taxation in this State, fixing the rate thereof, distributing said tax to various departments and State institution, providing manner and means of assessing and listing corporate property, and shares of stock, designating what classes of property shall be subject to local taxation, fixing the time for collecting taxes on omitted personal property in certain cases, requiring record of assignment of evidences of indebtedness secured by mortgages and certain cases, requiring fiduciaries to file inventories of trust property, conferring power on tax authorities to examine books and accounts of fiduciaries, requiring payment of taxes before final discharge, providing an additional tax for recording certain mortgages, making failure to pay taxes a bar to enforcement of indebtedness in certain cases, fixing penalties and repealing existing statutes.

S. B. 112. An Act to continue the existence of the Kentucky council of defense for the sole purpose of completing work of gathering, arranging and preserving the history of Kentucky's part in the World War, making an appropriation for that work and providing for final disposition of its War Historical Records.

S. B. 120. An Act providing that the desertion of a pregnant wife by her husband shall be a felony, prescribing penalties therefor and amending subsection one (1) of section 331i of Chapter 18 of the Kentucky Statutes, which was an Act of March 4, 1916, pertaining to the desertion and abandonment of children.

S. B. 155. An Act to amend and re-enact section 3563 of the Kentucky Statutes relating to the control and improvement of public streets, alleys, sidewalks, roads, lanes, avenues, highways and thoroughfares, in cities of the fourth class.

S. B. 176. An Act to create a Board of Censorship for the Commonwealth of Kentucky.

S. B. 196. An Act for the benefit of the West Kentucky Industrial College, established at Paducah, Kentucky, making appropriations thereto.

S. B. 212. An Act amending and re-enacting section 584, Kentucky Statutes (Carroll's 1915 Edition), relating to deposits in banks, amount to be kept on hand and defining time and demand deposits.

S. B. 213. An Act to require all educational institutions receiving aid from the Commonwealth to make an annual report of receipts and expenditures to the State Department of Education.

Said bills were ordered printed and severally referred to the Committee on Rules.

A message was received from the Senate announcing that they had passed bills which originated in this House of the following titles, viz:

H. B. 52. An Act to amend paragraph 3 of section 8 of Chapter 36 of the Acts of the General Assembly of 1920, which Act created a County Board of Education, prescribed its duties, fixed the tenure of office and compensation of its members, and provided for the levy of a tax for common school purposes in each county, etc.

H. B. 252. An Act to amend Section 3 of an Act entitled: "An Act to create the Kentucky Library Commission, to define its powers and duties, and to provide for its expenses," which Act was approved March 17, 1910.

Ordered that said bills be delivered to the Enrolling Clerk of this House.

By unanimous consent, the following bills were introduced and referred as follows, viz.:

H. B. 429. An Act to provide for the abandonment of branch lines of railroad not exceeding ten miles in length, when same becomes unprofitable and the community involved is served at each terminus of such branch line by the main line or lines of one or more railroads.

H. B. 430. An Act to amend an Act relating to roads and bridges and being Chapter 17 of the Acts of the General Assembly of the year 1920.

H. B. 431. An Act to amend project No. 58¾ of section 5 of an act entitled: "An Act relating to roads and bridges, etc., which is chapter 17 and became a law March 16, 1920, and the title to said Act which reads as follows:

"An Act relating to roads and bridges; creating the Department of State Roads and Highways, providing for officers to administer it and prescribing the powers and duties of such officers; fixing the salary of the State Highway Engineer and prescribing the amount which may be expended by said department; prescribing laws governing said department and the officers therein; accepting the provisions of the Federal law providing that the United States shall assist in the construction of rural post roads and making appropriation for co-operative work for the United States Government; providing for the payment of the State's part of the construction of State aid roads under the present law; providing for the acceptance of and making binding gifts and donations; establishing and designing a primary system of State highways and providing for their construction and maintenance; providing for the obtaining of rights of way and naming cities and towns from which construction shall commence; and repealing subsections 1, 2, 4, 5, 6 and 7 of Section 4356t, Kentucky Statutes,

Edition 1915; also repealing section 4356u and subsections 1, 2, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 23, 24, 25 of Section 4356x, Kentucky Statutes, Edition 1915, and the supplement to said edition known as Vol. 3, repealing any other act or acts in conflict herewith."

H. B. 432. An Act to amend project No. 61 of Section 5 of an Act entitled: "An Act relating to roads and bridges, etc." which is Chapter 17 and became a law March 16, 1920. And the title to said Act which reads as follows:

An Act relating to roads and bridges, creating the Department of State Roads and Highways providing for officers to administer it and prescribing the powers and duties of such officers, fixing the salary of the State Highway Engineer and prescribing the amount which may be expended by said department and the officers therein. Accepting the provisions of the Federal law providing that the United States shall assist in the construction of the rural post roads and making appropriation for co-operative work with the United States Government. Providing for the payment of the State's part of the construction of State Aid roads under the present law; providing for the acceptance of and making binding gifts and donations; establishing and designing a primary system of State Highways and providing for their construction and maintenance; providing for and obtaining the rights of way and naming cities and towns from which construction shall commence; and repealing subsections 1, 2, 4, 5, 6 and 7, of section 4356t, Kentucky Statutes, edition 1915, also repealing section 4356u and subsections 1, 2, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24 and 25 of section 4356x, Kentucky Statutes, Edition 1915, and the supplement to said edition known as Vol. 3 repealing all and any other act or acts in conflict herewith.

To Committee on Rules.

Ordered that an indefinite leave of absence be granted Messrs. Amos, Adams and Hopkins.

Mr. Wheeler moved that the Session of today be extended indefinitely.

Said motion was agreed to.

At the instance of the Rules Committee, the following bills were reported with the expression of opinion that they should pass.

H. Res. 14. Resolution in favor of Bryce Cundiff and Jas. H. Johnson.

S. B. 53. An Act to repeal Section 659, Kentucky Statutes, relating to Life Insurance.

H. B. 56. An Act to amend and re-enact subsec. fourteen of article XVIc of Chapter one hundred thirteen, Kentucky Statutes, Carroll's Edition, 1915.

H. B. 57. An Act further regulating common carriers and prescribing the duties and powers of the Railroad Commission with reference thereto.

S. B. 58. An Act repealing Sec. 4369, of the Kentucky Statutes, Carroll's Edition, 1918, relating to granting certificates to pupils completing the elementary course of study of county school districts, and in order to simplify the method of granting certificates to pupils completing the elementary course of study of county school districts, be it enacted in lieu of the above the following section, relating to the granting of certificates to pupils completing the elementary course of study of county school districts.

H. B. 343. An Act amending and re-enacting sec. 584, Kentucky Statutes, Carroll's 1915 Edition, relating to deposits in banks, amount to be kept on hand and defining time and demand deposits.

H. B. 297. An Act repealing Sec. 165a, Kentucky Statutes, 1915, and re-enacting the same, relating to banks.

H. B. 296. An Act relating to banks and repealing subsec. 9 of Sec. 165a of Kentucky Statutes and re-enacting the same.

S. B. 94. An Act to prohibit the manufacture, sale, transportation, possession, or other disposition, of spirituous, vinous, malt, or intoxicating liquors, except for sacramental, medicinal, scientific or mechanical purposes; to regulate the manufacture, transportation, sale, ownership and possession of apparatus designed for the manufacture of spirituous, vinous, malt or intoxicating liquors in the Commonwealth of Kentucky; to regulate the manufacture, sale and transportation of alcohol for non-beverage purposes; to provide a penalty for violation of the provisions of this Act; to impose upon the Commonwealth Attorneys additional duties in the enforcement of this Act, and to provide compensation therefor; concurring on quarterly courts; and the judges thereof, police courts and justices of the peace, concurrent jurisdiction with the Circuit Court in the trial of all offenses under this Act where the punishment does not exceed a fine of three hundred dollars and imprisonment in the county jail not exceeding sixty days, and declaring an emergency to exist.

S. B. 96. An Act making an appropriation for completing the monument on the birthplace of Jefferson Davis at Fairview, Kentucky.

H. B. 150. An Act to continue the existence of the Kentucky Council of Defense for the sole purpose of completing the work of gathering, arranging and preserving the history of Kentucky's part in the world War, making an appropriation for that work, and providing for final disposition of its War Historical Records.

S. B. 158. An Act to provide for the acceptance of the benefits of an Act passed by the Senate and House of Representatives of the United States of America in Congress Assembled (H. R. 4438, approved June 2, 1920), entitled: "An Act to provide for the promotion of vocational rehabilitation of persons disabled in industry or otherwise and their return to civil employment, to provide for the administration of same and to make appropriations for such purposes."

H. B. 168. An Act to amend Sec. 110 of Criminal Code, Carroll's Edition, 1919.

H. B. 188. An Act pertaining to minerals; requiring certain reports to the State Geologist; fixing the time and place for filing same; providing for penalties and fees, the disposition of such fees; requiring certain duties of the State Geologist and privíding for payment of expenses incident to the proper fulfillment of the duties of the Kentucky Geological Survey hereunder.

H. B. 206. An Act to establish a State Juvenile Court and Probation Commission, prescribing its duties and powers, and providing for the appointment and compensation of employees.

H. B. 228. An Act to create a Commission, to be known as "The Kentucky Child Welfare Commission" and to prescribe its duties and functions.

H. B. 263. An Act relating to organization of and conduct of business by corporations, associations or companies engaged in insuring or guaranteeing burial expenses of persons, in this Commonwealth.

H. B. 276. An Act making the town of Burkesville a city of the fifth class.

H. B. 284. An Act for the prevention of fraud and the protection of the public health, relating to milk, cream, skimmed-milk, condensed, evaporated, or concentrated milk, powdered milk, dried milk and dessicated milk, ice cream, and their fluid derivatives; prohibiting the introduction of foreign fats into them, regulating the sale of and defining condensed, concentrated and evaporated milk; stipulating penalties for the infraction thereof and providing for the enforcement thereof.

H. B. 302. An Act to appropriate money for the erection of a poultry building on the Kentucky State Fair grounds.

H. B. 307. An Act defining the qualifications for admission or matriculation to medical colleges in this State and providing that certificates or diplomas issued to graduates of medical colleges in this State shall authorize such graduates to practice medicine in this Commonwealth without further examination, provided same is filed with the Secretary of the State Board of Health, and providing further, a penalty for violation of this Act.

H. B. 309. An Act to amend subsec. (c) of section 2, chapter 90, page 415, of the Acts of the General Assembly of 1920, regulating fees for passenger automobiles.

H. B. 344. An Act for the benefit of the West Kentucky Industrial College established at Paducah, Kentucky, making appropriations thereto.

H. B. 373. An Act repealing sec. 3942c, Kentucky Statutes, Carroll's Edition, 1915, and re-enacting same.

H. B. 374. An Act providing for additional supervision and regulation of the transportation of persons and property for compensation, over a public highway by motor propelled vehicle; defining automobile transportation companies; providing for additional supervision and regulation thereof by the State Highway Commission or its successor; providing for the assessment and collection of fees and taxes thereon and providing for the enforcement of the provisions of this Act and for punishment for violations thereof.

S. Res. 22. Joint Resolution covering increased pay for Clerk of Senate and Clerk of House.

H. B. 347. An Act to amend Section 9, Chapter 17, of the Acts of 1920, approved March 16, 1920, relating to the Department of State Roads and Highways.

H. B. 183. An Act relating to public roads and highways.

H. B. 222. An Act to amend and re-enact project No. 11 of section 5 of an Act entitled: "An Act relating to roads and bridges; creating the Department of State Roads and Highways, providing for officers to administer it and prescribing the powers and duties of such officers; fixing the salary of the State Highway Engineer and prescribing the amount which may be expended by said department; prescribing laws governing said department; and the officers therein; accepting the provision of the Federal law providing that the United States shall assist in the construction of rural post roads and making appropriation for co-operative work with the United States Government; providing for the payment of the State's part of the construction of State aid roads under the present law; providing for the acceptance of and making

binding gifts and donations; establishing and designing a primary system of State Highways and providing for their construction and maintenance; providing for the obtaining of rights of way and naming cities and towns from which construction shall commence."

H. B. 209. An Act to amend and re-enact Sec. 5, Chapter 17, of the Acts of the General Assembly of 1920.

H. B. 291. An Act to amend an Act entitled: "An Act relating to roads and bridges and known as Chapter 17 of the laws of Kentucky for the year 1920."

H. B. 290. An Act to amend the State road law as passed by the General Assembly of 1920 to include that portion of the Dixie Highway from Russellville to the Tennessee line via Adairville, Kentucky; and to include that portion of the Russellville-Clarksville road between Russellville and intersecting the Dixie Bee Line highway at old Graysville in Todd, County, Kentucky.

H. B. 300. An Act adding project No. 51½ to Primary System of State Highways.

H. B. 223. An Act relating to roads and bridges, and amending Chapter 17, Acts of the General Assembly of the Commonwealth of Kentucky of 1920, by adding thereto, a project No. — extending from Bromley via Sparta to Warsaw.

H. B. 335. An Act to amend Chapter 17 of the Acts of the General Assembly of 1920, as approved by the Governor March 16, 1920, relating to roads and bridges and creating Department of State Roads, Highways, etc., by designating Lebanon, Kentucky, one of the centers of construction in the primary system of State Highways designated in said Act.

H. B. 205. An Act relating to public roads and highways.

H. B. 238. An Act to amend an Act of the General Assembly approved March 16, 1920, and known as Chapter 17 of the bound volume of the Acts of 1920, which Act among other things establishes and designates a primary system of State Highways and provides for their construction and maintenance.

H. B. 140. An Act to amend Chapter 17 of the Acts of the General Assembly of 1920 as approved by the Governor March 16, 1920, relating to roads and bridges and creating Department of State Roads, Highways, etc.

By changing the routing of that portion of the State highway system as named in said Act in project No. 22 which reads "from Lawrenceburg to the Kentucky and Tennessee State Line at Isham, Tennessee, via Harrodsburg, Danville, Stanford, Somerset, Whitley City and Stephen's Mill."

H. B. 70. An Act establishing a road running from Barbourville, Knox County, Kentucky, via London, via Williamsburg, via Bond-Jellico, via Jellico Creek, via Cross Roads, to Pine Knot in McCreary County, as a State Primary Road, and designating said road as Project No. 22A.

H. B. 365. An Act relating to public Roads and Highways.

H. B. 14. An Act, relating to Roads and Bridges, and amending Chapter 17, Acts of the General Assembly of Kentucky of 1920, by adding thereto, as Project No. 64, the Gateway to Missouri Highway, extending from Fenton to the Mississippi River, at or near Columbus, via Mayfield and Clinton.

H. B. 259. An Act to amend Section 4651 of Kentucky Statutes. In reference to stock running at large upon the public highways.

H. B. 135. An Act establishing and making the road leading from Independence via White's Tower, Staffordsburg, Kenton Station, Grant's Lick and Claryville to Alexandria a part of the Primary system of State Highways of the Commonwealth of Kentucky, and designating said road as Project No. —.

H. B. 346. An Act establishing and making the road leading from Newport, via Fort Thomas, Melbourne, California and Flag Springs to Caddo, Lenoxburg, Brooksville and Augusta a part of the primary system of State Highways of the Commonealth of Kentucky, and designating said Project as Project No. —.

H. B. 310. An Act to amend Project 37 of Section 5, of Chapter 17, of the Acts of 1920, entitled: "An Act relating to roads and bridges; creating the Department of State Roads and Highways, providing for officers to administer it and prescribing the powers and duties of such officers; fixing the salary of the State Highway Engineer and prescribing the amount which may be expended by said department; prescribing laws governing said department and the officers thereof; accepting the provisions of the Federal law providing that the United States shall assist in the construction of rural post roads and making appropriation for co-operative work with the United States Government; providing for the payment of the State's part of the construction of State aid roads under the present law; providing for the acceptance of and making binding gifts and donations establishing and designing a primary system of State Highways and providing for their construction and maintenance; providing for the obtaining of rights of way and naming cities and towns from

which construction shall commence; and repealing subsections 1, 2, 4, 6 and 7 of Section 4356t, Kentucky Statutes, edition 1915; also repealing Section 4356u, and subsections 1, 2, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24 and 25 of Section 4356x, Kentucky Statutes, edition 1915, and the supplement to said edition known as Vol. 3, repealing any other act or acts in conflict herewith.

H. B. 391. An Act relating to roads and highways.

Said bills were severally read the first time at length and ordered to be placed on the Calendar.

At the instance of the Committee on Rules, the House took up for consideration from the Calendar, bills of the following titles:

H. B. 339. An Act relating to revenue and taxation, repealing an act approved March 29, 1918, being Chapter 122 of Session Acts and also known as Section 4223c-1 4223c-2, 4223c-3, 4223c-4, 4223c-5, 4223c-6, 4223c-7, 4223c-8, 4223c-9, Vol. 3 of Carroll's 1915 Kentucky Statutes, and re-enacting same with certain amendments; fixing the annual tax rate on oil and gas wells and leases, producing and non-producing, with their equipment, development and operations in and on same, subject to taxation; fixing the date of assessment prescribing by whom the tax shall be paid; limiting the local rate of ad valorem taxes on such property; providing for the distribution of the funds derived from such taxation; providing for the assessment, equalization, and collection of the tax.

S. Res. 17. Resolution memoritizing Congress to change the revenue laws.

S. Res. 18. Resolution providing for the purchase of copies of the Legislative Digest adopted at the session of

1920 as the official publication for the General Assembly and certain officials.

S. Res. 16. Resolution for the benefit of certain officers and employees of the General Assembly of Kentucky.

S. Res. 15. Joint Resolution for the benefit of Martin R. Glenn and Clifford W. Thomas, Janitors of the Senate and House of Representatives.

Ordered that said bills be read the second time.

The Constitutional provision as to the second reading of said bills at length being dispensed with, they were read the second time by their titles.

Ordered that said bills be placed in the Orders of the Day.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 367. An Act appropriating for the operation and maintenance of the various departments, boards, commissions, institutions and agencies of the State Government except for the Legislative and Judicial Departments and except for the common schools for the fiscal year ending June 30, 1923; designating the fund and sources from which said appropriations are to be paid, and prescribing the manner in which same are to be paid.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That for the purpose of providing the necessary funds for the payment of salaries, cost of maintenance and operation of each of the departments, boards, commissions,

institutions and agencies of the state government named in this act, for the fiscal year ending June 30, 1923, there are hereby appropriated out of the fund or funds specified herein the various amounts herein shown.

§ 2. *Adjutant General.*—Out of the general expenditure fund produced by the annual levy of fifteen cents, as now provided by law, there are hereby appropriated for the benefit of the Adjutant General's Department of the State for use for the fiscal year ending June 30, 1923, the following sums for the following purposes:

(a) For the payment of salaries and clerical hire, $12,000.00.

(b) For the payment of traveling expenses, maintenance and operation, supplies and repairs, including printing and postage necessary for the use of said department, $15,000.00.

(c) As an emergency fund for the use of said department, same to be expended only when an emergency exists and upon the order and with the approval of the Governor of the Commonwealth, $20,000.00.

§ 3. *Attorney General.*—There are hereby appropriated out of the general expenditure fund, for the use of the Attorney General's Department of the Commonwealth of Kentucky for the fiscal year ending June 30, 1923, the following sums for the following purposes:

(a) For salaries of the Attorney General, First, Second and Third Assistant Attorneys General and Law Clerk, $14,900.00.

(b) For all stenographic help, the salaries to be determined by the Attorney General, $3,900.00.

(c) For necessary traveling expenses of the department when engaged in the State's business, printing, stamps and office supplies, $1,250.00.

§ 4. *Auditor of Public Accounts.*—There are hereby appropriated out of the general expenditure fund for the use of the Department of the Auditor of Public Accounts of the

Commonwealth of Kentucky, for the fiscal year ending June 30, 1923, as hereinafter set out, the following sums for the following purposes.

(a) For salaries and clerical hire, $35,000.00.

(b) For printing, stamps, office supplies and necessary traveling expenses, $4,000.00.

(c) For files and rebinding of records in the Land Office, $3,000.00.

§ 5. *Department of Motor Vehicles.*—There is hereby appropriated out of the sums realized from licenses on motor vehicles, for the benefit of the Department of Motor Vehicles of the Commonwealth of Kentucky, for the fiscal year ending June 30, 1923, not exceeding seventy-five cents for each motor vehicle registered under the provisions of the law regulating the registration of motor vehicles in the Commonwealth of Kentucky, same to be used for the payment of salaries, clerical hire, traveling expenses, printing, stamps, office supplies and license tags.

§ 6. *Department of Banking.*—For the purpose of paying the expenses of the Department of Banking of the Commonwealth of Kentucky for the fiscal year ending June 30, 1923, there are hereby appropriated and ordered to be paid out of the fees realized from an examination of sundry banks and building and loan associations, as provided by law, the following sums for the following purposes:

(a) For the purpose of paying salaries, clerical help, traveling expenses, printing, stamps and office supplies, $35,000.00.

(b) For the purpose of paying salaries, clerical help, traveling expenses, printing, stamps and office supplies, in the operation of the Blue Sky Department, there is hereby appropriated and ordered to be paid out of the fees collected under the provisions of the Blue Sky Department the sum of $9,000.00.

§ 7. *State Board of Charities and Corrections.*—There are hereby appropriated out of the general expenditure fund for the use of the State Board of Charities and Corrections, having charge of the charitable, correctional and penal institutions of the Commonwealth of Kentucky, for the necessary expenditures for the fiscal year ending June 30, 1923, the following sums for the following purposes:

(a) For the purpose of paying the salaries, clerical hire, traveling expenses, printing, stamps and necessary supplies for said State Board of Charities and Corrections, and the cost of operation, maintenance, improvements, repairs and all operating expenses for the fiscal year ending June 30, 1923, for the State Reformatory at Frankfort, State Penitentiary at Eddyville, Western State Hospital for the Insane at Hopkinsville, Central State Hospital for the Insane at Lakeland, Eastern State Hospital for the Insane at Lexington, Feeble Minded Institute at Frankfort, and the Houses of Reform, $1,250,000.00.

For the same purposes, in addition to the said sum of $1,250,000.00, there is appropriated to the said State Board of Charities and Corrections all receipts of every character and kind realized by the said board in the operation of each and every institution under the control and supervision of said State Board of Charities and Corrections, including the receipts realized by the said board from the operation of convict road camps.

§ 8. *State Board of Election Commissioners.*—There is hereby appropriated out of the general expenditure fund, for the benefit of the State Board of Election Commissioners, for the fiscal year ending June 30, 1923, for the purpose of paying salaries, all clerical hire, for printing, stamps and all necessary supplies, the sum of $400.00.

§ 9. *State Board of Health.*—There are hereby appropriated out of the general expenditure fund, for the use of the State Board of Health for the fiscal year ending June

30, 1923, the following amounts to be used for the following purposes:

(a) For the purpose of paying salaries, clerical help, traveling expenses, printing, stamps, supplies and all other operating expenses, $70,000.00.

(b) For the prevention of venereal diseases, $20,000.00.

(c) For the prevention and treatment of trachoma, $11,000.00.

(d) For the prevention and treatment of tuberculosis, $10,000.00.

(e) For the protection of the health of mothers and children, in accordance with Section 3, Chapter 120 of the Acts of 1920, to be spent in co-operation with the Federal Government and in connection with funds received from the Federal Government, $21,298.84.

(f) For the payment of one-third the balance on the purchase price of the State Board of Health Building at 6th and Main Streets, Louisville, Ky., $7,500.00.

§ 10. *Department of Agriculture, Labor and Statistics.* —There are hereby appropriated out of the general expenditure fund for the use of the department of Agriculture, Labor and Statistics, for the fiscal year ending June 30, 1923, the following amounts for the following purposes:

(a) For the purpose of paying all the salaries and clerical hire for said department, $12,000.00.

(b) For the purpose of paying the per diem, traveling expenses and other expenses now allowed by law to the State Board of Agriculture, $3,500.00.

(c) For the purpose of paying all the expenses of the Department of Labor, under the said State Department of Agriculture, Labor and Statistics, as now allowed by law or as may hereafter be allowed by law, $9,000.00.

(d) For the purpose of paying all the expenses of the Immigration Branch (free employment) of said department,

as now allowed by law, or as may hereafter be allowed by law, $2,000.00.

(e) For the purpose of paying for the stationery, printing, office supplies, equipment, telephone and telegraph bills, express, freight and hauling charges, and postage of said department, and traveling expenses of Commissioner, $5,300.00.

(f) For the purpose of paying all the expenses incurred in the field work of said department of Agriculture, Labor and Statistics, now permitted and allowed by law, or as may hereafter be authorized by law; for defraying the expenses of said department in collecting statistics, as is now or may hereafter be allowed by law; for paying special premiums which said department is now or may hereafter be authorized by law to pay; and for creating an emergency and co-operative fund for the use of said department, as now or may hereafter be authorized by law, $15,700.00.

§ 11. *State Board of Agriculture.*—There are hereby appropriated out of the general expenditure fund, for the use of the State Board of Agriculture, for the Kentucky State Fair, for the fiscal year ending June 30, 1923, the following sums for the following purposes:

(a) For salaries, traveling expenses, maintenance and operation, $10,000.00.

(b) For premiums for the Kentucky State Fair, $15,000.00.

(c) For the purpose of meeting other necessary expenses for the conduct of the Kentucky State Fair, including additional premiums, all sums realized by the State Board of Agriculture from the sales of concessions, admissions, advertising, entry fees, stall rents, donations, exhibitors' tickets, rent of buildings and grounds, and from the pavilion, grand stand and midway show receipts, are hereby appropriated to the State Board of Agriculture, for the use and benefit of the Kentucky State Fair.

§ 12. *Confederate Pension Department.*—There are hereby appropriated out of the general expenditure fund, for the benefit of the Confederate Pension Department for the fiscal year ending June 30, 1923, the following sums for the following purposes:

(a) For salaries, including clerical hire, $4,600.00.

(b) For the payment of pensions heretofore allowed, or that may hereafter be allowed, $320,000.00.

(c) For printing, stamps(office supplies and other expenses of operation, $1,900.00.

§ 13. *Kentucky Confederate Home.*—There are hereby appropriated out of the general expenditure fund, for the benefit of the Kentucky Confederate Home, for the fiscal year ending June 30, 1923, the following sums for the following purposes:

(a) For the salaries of officers and employes, $14,550.00.

(b) For all expenses of operation and maintenance, $38,450.00.

(c) For the purpose of paying deficit on premiums due on insurance policies on property, $3,700.00.

§ 14. *Custodian of Public Buildings.*—There are hereby appropriated out of the general expenditure fund, for the benefit of the Custodian of Public Buildings, for the fiscal year ending June 30, 1923, the following sums for the following purposes:

(a) For all salaries of Custodian and other employes, $23,000.00.

(b) For repairs, supplies, permanent improvements of public buildings, and all other maintenance and operating expenses, including printing, stamps and office supplies, $40,000.00.

No repairs nor improvements shall be made by the Custodian of Public Buildings out of any part of the fund appro-

priated for said purpose, except upon order and approval of the Board of Sinking Fund Commissioners.

§ 15. *Kentucky Geological Survey.*—There are hereby appropriated out of the general expenditure fund for the Kentucky Geological Survey for the fiscal year ending June 30, 1923, the following sums for the following purposes:

(a) For the purpose of making geological, chemical, technical, soil and other investigations authorized by the provisions of Chapter 34 of the Acts of 1920, and for the purpose of paying all salaries, including the salary of the Director and State Geologist, field expenses, clerical assistance, laboratory, field equipment, supplies, freight charges and all necessary miscellaneous items of permanent improvement to the property and effects of the Kentucky Geological Survey, and for the purpose of paying for all office expenses, printing and traveling expenses, $23,000.00.

(b) For the purpose of making topographical surveys in co-operation with the United States Geological Survey, as provided by Chapter 34 of the Acts of 1920, $17,500.00.

No part of the appropriation of $17,500.00 herein provided for shall be used for the purpose of paying any of the office expenses of this department.

§ 16. *Department of Mines and Mining.*—There is hereby appropriated out of the general expenditure fund for the Department of Mines and Mining, for the fiscal year ending June 30, 1923, for the purpose of the payment of all salaries, clerical hire, traveling expenses allowed by law, printing, stamps, supplies and all other costs of maintenance and operation of said department, the sum of $23,800.00.

§ 17. *Department of Public Roads.*—For the purpose of paying all the costs of operation and maintenance of the Department of Public Roads and for carrying on its activities, for the fiscal year ending June 30, 1923, there is hereby set aside and appropriated to the Department of Public Roads

all of the funds now realized from the three-cent ad valorem tax on each one hundred dollars of taxable property in the State imposed by law, or any additional or other ad valorem tax that may be imposed by law, for exclusive benefit of public roads, and all funds realized from the automobile license tax now collected by law, or that may hereafter be imposed and collected by law for the benefit of said department and its activities. Out of said funds so realized and collected for said fiscal year, there is appropriated and authorized to be paid, for the purpose of paying the salaries of the Commissioner of Public Roads and of all persons employed in the central office, all salaries of division engineers, all costs of inspection and supervision, and the traveling expenses of all persons authorized under the law to draw same, together with all other expenses incurred in the maintenance and operation of said department, exclusive of money actually spent in the construction of roads, the sum of $250,000.00.

Said sum shall be so distributed and expended for said purposes herein enumerated as, in the judgment of the State Highway Commission, may be best for the efficient operation of this department and the carrying on of its activities; but not more than $50,000.00 of said $250,000.00 shall be expended for salaries and expenses of the central office, including salary and expenses of State Highway Engineer. All of the funds appropriated by this section, exclusive of said $250,000.00, shall be used exclusively by said department for the construction of public roads, as now provided by law or as may hereafter be provided by law.

§ 18. *Eastern Kentucky State Normal School.*—There is hereby appropriated out of the funds and from the sources hereinafter named, for the benefit of the Eastern Kentucky State Normal School, for the fiscal year ending June 30, 1923, for the purpose of paying all salaries, traveling expenses, printing, stamps, supplies and all other expenses of maintenance and operation of said institution for said fiscal year,

all money arising from the tax of five-eighths of one cent on each one hundred dollars of taxable property of the Commonwealth now levied and set aside by law for the benefit of said institution, and all money which may be raised by any other or additional levy that may be made for the benefit of said institution.

§ 19. *Western Kentucky State Normal School.*—There is hereby appropriated out of the funds and from the sources hereinafter named, for the benefit of the Western Kentucky State Normal School, for the fiscal year ending June 30, 1923, for the purpose of paying all salaries, traveling expenses, printing, stamps, supplies and all other expenses of maintenance and operation of said institution for said fiscal year, all money arising from the tax of five-eighths of one cent on each one hundred dollars of taxable property of the Commonwealth now levied and set aside by law for the benefit of said institution, and all money which may be raised by any other or additional levy that may be made for the benefit of said institution. There is also appropriated out of the general expenditure fund for said fiscal year for the use and benefit of said institution the sum of $20,000.00, in full repayment to said institution of the money paid by it on a debt authorized by Chapter 100 of the Acts of 1912, and directed to be repaid to said institution by Chapter 89 of the Acts of 1916.

§ 20. *Executive Department.*—There are hereby appropriated out of the general expenditure fund, for the Executive Department of the State Government for the fiscal year ending June 30, 1923, the following sums for the following purposes:

(a) For salary of the Governor, Private Secretary, stenographic help and other employes, $12,070.00.

(b) Contingent fund now allowed by law, $3,000.00.

(c) For printing, stamps, office supplies, maintenance and operation of the department, $1,900.00.

§ 21. *Fire Prevention and Rating Department.*—For the purpose of administering the Fire Prevention and Rating

Department, as now provided by law, and for the purpose of paying the salaries, including clerical help and all other expenses incident to the maintenance and operation of said department, now allowed by law or as may be hereafter allowed by law, for the fiscal year ending June 30, 1923, there is hereby set aside and appropriated to the use of said department the amount allowed for that purpose by section 4 of Chapter 16 of the Acts of 1920, same to be paid from the sources therein designated.

§ 22. *Game and Fish Commission.*—For the fiscal year ending June 30, 1923, there is hereby set aside and appropriated for the benefit of the Game and Fish Commission, to be expended by it for the purposes now allowed by law, or that may hereafter be allowed by law, all the fees and collections of all kinds and character now collected by law, or that may hereafter be imposed by law, for the benefit of said department.

§ 23. *Kentucky State Historical Society.*—There is hereby appropriated out of the general expenditure fund, for the use and benefit of the Kentucky State Historical Society, for the fiscal year ending June 30, 1923, for the purpose of paying salaries of all officers and employes, including janitor, and all other expenses incident to the maintenance, operation and conduct of said department, the sum of $5,720.00.

§ 24. *Insurance Department.*—There is hereby set aside and appropriated to the use of the Insurance Department, for the fiscal year ending June 30, 1923, for the payment of salaries and all other expenses of maintenance and operation of said department, as now provided by law or as may hereafter be provided by law, all the fees and collections to which said department is now entitled by law, or which it may hereafter be entitled to by law.

§ 25. *Kentucky Children's Home Society for White Children.*—There are hereby appropriated out of the general expenditure fund for the use of the Kentucky Children's Home

Society for White Children, for the fiscal year ending June 30, 1923, the following sums for the following purposes:

(a) For the purpose of paying all salaries and every other expense incident to the operation and maintenance of said department, as now or that may hereafter be provided by law, $55,000.00.

(b) For the purpose of extinguishing the deficit heretofore incurred in the operation of said institution, $11,000.00.

§ 26. *Kentucky Home Society for Colored Children.*—There is hereby appropriated out of the general expenditure fund, for the use and benefit of the Kentucky Home Society for Colored Children, for the fiscal year ending June 30, 1923, for the purpose now authorized by law, or for such other purposes as may be hereafter provided by law, the sum of $20,000.00.

§ 27. *Kentucky Normal and Industrial Institute for Colored Persons.*—There is hereby appropriated out of the general expenditure fund for the use and benefit of the Kentucky Normal and Industrial Institute for Colored Persons, for the fiscal year ending June 30, 1923, the following sums for the following purposes:

(a) For the payment of all salaries and all other expenses incident to the maintenance and operation of said department, as now provided by law or as may hereafter be provided by law, $30,000.00.

(b) For the purpose of paying premiums on insurance heretofore written on said property, $5,500.00.

(c) For the purpose of paying an outstanding note of said institution, $4,500.00.

§ 28. *Kentucky Library Commission.*—There is hereby appropriated out of the general expenditure fund, for the use and benefit of the Kentucky Library Commission for the fiscal year ending June 30, 1923, to be expended by it for the purposes now allowed by law, or that may hereafter be allowed by law, the sum of $7,500.00.

§ 29. *Lieutenant Governor.*—There is hereby appropriated out of the general expenditure fund, for the use and benefit of the Lieutenant Governor, for the fiscal year ending June 30, 1923, for the purpose of paying salary and other expenses allowed to said officer by law, or that may hereafter be allowed by law, the sum of $400.00.

§ 30. *Railroad Commission.*—There is hereby appropriated out of the general expenditure fund, for the use and benefit of the Railroad Commission, for the fiscal year ending June 30, 1923, for the purpose of paying all salaries, traveling expenses, printing, stamps, office supplies and all other expenses incident to the operation and maintenance of said department, the sum of $16,000.00.

§ 31. *Kentucky Institution for the Education of the Blind.*—There are hereby appropriated out of the general expenditure fund, for the use and benefit of the Kentucky School for the Blind, for the fiscal year ending June 30, 1923, the following sums for the following purposes:

(a) For the salary of the Superintendent and for all other expenses incident to the operation and maintenance of the White Department of said institution, as now provided by law or as may hereafter be provided by law, $50,000.00.

(b) For all expenses incident to the operation and maintenance of the Colored Department of said institution, as now provided by law or as may hereafter be provided by law, $7,500.00.

(c) For the education and vocational training of the Adult Blind of Kentucky, to be expended in the manner and for the purposes now provided by law, or as may hereafter be provided by law, $17,000.00.

§ 32. *Kentucky School for the Deaf.*—There are hereby appropriated out of the general expenditure fund, for the benefit of the Kentucky School for the Deaf, for the fiscal year ending June 30, 1923, the following sums for the following purposes:

(a) For the payment of salaries and all other expenses incident to the maintenance and operation of the Department for White Children, $130,360.00.

(b) For salaries and all expenses incident to the operation and maintenance of the Department for Colored Children, $9,000.00.

The appropriation herein provided for under this section shall be in lieu of any per capita allowance per pupil heretofore allowed by the State.

§ 33. *Secretary of State.*—There is hereby appropriated out of the general expenditure fund for the use and benefit of the Department of the Secretary of State, for the fiscal year ending June 30, 1923, for the purpose of paying all salaries, clerical help, porter, printing, stamps, office supplies, and all other expenses incident to the operation of said department, $18,300.00.

§ 34. *State Inspector and Examiner.*—There is hereby appropriated for the use and benefit of the Department of State Inspector and Examiner, for the fiscal year ending June 30, 1923, for the purpose of paying all salaries, traveling expenses, printing, stamps, office supplies and all other expenses incident to the maintenance and operation of said department, the sum of $15,800.00.

§ 35. *State Librarian.*—There is hereby appropriated out of the general expenditure fund, for the use and benefit of the State Librarian, for the fiscal year ending June 30, 1923, for the purpose of paying all salaries, printing, books, stamps, office supplies and other costs incident to the operation and maintenance of said department, as now provided by law or as may hereafter be provided by law, the sum of $8,000.00.

§ 36. *State Live Stock Sanitary Board.*—There is hereby appropriated out of the general expenditure fund, for the use and benefit of the State Live Stock Sanitary Board, for the fiscal year ending June 30, 1923, for the purpose of paying all

salaries, traveling expenses, printing, stamps, supplies and all other expenses incident to the maintenance and operation of said department, as now provided by law or as may hereafter be provided by law, the sum of $28,000.00.

§ 37. *Superintendent of Public Printing.*—There is hereby appropriated out of the general expenditure fund, for the use and benefit of the Superintendent of Public Printing, for the fiscal year ending June 30, 1923, for the purpose of paying all salaries, including clerical help, traveling expenses, printing, stamps and office supplies, $2,000.00.

§ 38. *State Tax Commission.*—There are hereby appropriated out of the general expenditure fund, for the use and benefit of the State Tax Commission, for the fiscal year ending June 30, 1923, the following sums for the following purposes:

(a) For the purpose of paying all salaries, including clerical help, traveling expenses, printing, stamps, office supplies and other expenses incident to the operation and maintenance of said department, as is now or may hereafter be allowed by law, $70,000.00.

(b) For the purpose of making a survey of the mineral lands of Kentucky, in order that their value may be more accurately ascertained, $20,000.00.

§ 39. *State Board of Examiners of Trained Nurses.*—For the use and benefit of the State Board of Examiners of Trained Nurses, for the fiscal year ending June 30, 1923, there is hereby appropriated and set aside for the purpose of paying all costs of maintenance and operation of said board, all the fees and other collections collected for the use and benefit of said Board, as now provided by law or as may hereafter be provided by law.

§ 40. *State Treasurer.*—There is hereby appropriated out of the general expenditure fund, for the use and benefit of the State Treasurer's Department, for the fiscal year end-

ing June 30, 1923, for the purpose of paying all salaries, clerical help, printing, stamps, supplies and all other expenses incident to the maintenance and operation of said department, now authorized by law or that may hereafter be authorized by law, the sum of $13,250.00.

§ 41. *Vocational Education Board.*—There are hereby appropriated for the use and benefit of the Vocational Education Board of Kentucky, for the fiscal year ending June 30, 1923, the following sums out of the following named funds and sources and for the following named purposes:

(a) For the purpose of carrying on Teacher Training Instruction in the State of Kentucky, under the provisions of Chapter 7 of the Acts of 1918, there is hereby appropriated out of the general expenditure fund, $24,987.00.

(b) For the purpose of paying all the costs of inspection and supervision of the courses in teacher training under the provisions of Chapter 7 of the Acts of 1918, there is hereby appropriated out of the general expenditure fund, $2,500.00.

§ 42. *University of Kentucky.*—There are hereby appropriated and set aside out of the funds and from the sources hereinafter designated, for the use and benefit of the University of Kentucky, for the fiscal year ending June 30, 1923, the following sums from the following funds and sources and for the following purposes:

(a) For the purpose of paying salaries and all other expenses of maintenance and operation of the Division of Colleges of the University of Kentucky, in the manner now authorized by law or as may hereafter be authorized by law, there is hereby set aside and appropriated all the tax of one and three-fourths cents on each one hundred dollars of taxable property in the Commonwealth, as now allowed and authorized by law.

(b) For the purpose of paying for the cost of maintenance and operation of the Experiment Station of the University of Kentucky for said fiscal year, as now authorized by

law, or as may hereafter be authorized by law, there is appropriated out of the general expenditure fund the sum of $50,000.00.

(c) For the purpose of paying all the costs of the maintenance and operation of the Extension Division of the University of Kentucky for said fiscal year, in the manner now authorized by law or as may hereafter be authorized by law, there is hereby appropriated out of the general expenditure fund the sum of $142,241.30.

(d) For agricultural instruction, same to be paid out of the general expenditure fund, $30,000.00.

(e) For the purpose of paying the Experiment Station of the University of Kentucky for making all analyses for the State Board of Health under the provisions of Chapter 65 of the Acts of 1918, and for making all analyses requested by any other department of the State government, to be paid in equal monthly installments, $16,000.00.

(f) For permanent improvements to Chemical Building, $25,000.00.

§ 43. *Workmen's Compensation Board.*—For the use and benefit of the Workmen's Compensation Board, for the fiscal year ending June 30, 1923, for the purpose of paying all the salaries, traveling expenses, printing, stamps, supplies and all other expenses of operation and maintenance of said board, as now provided by law or as may hereafter be provided by law, there is hereby set aside and appropriated all the funds now collected by law, or that may hereafter be collected by law, for the benefit of said Workmen's Compensation Board.

§ 44. *Commissioners of Sinking Fund.*—There is hereby appropriated and set aside to the use of the Sinking Fund Commissioners for the fiscal year ending June 30, 1923, the tax now allowed by law of one cent on each one hundred dollars of taxable property in the Commonwealth, to be used by

said Commissioners for the purposes now authorized by law, or that may hereafter be authorized by law.

§ 45. *Visiting County Nurses.*—There is hereby appropriated and set aside out of the general expenditure fund for the fiscal year ending June 30, 1923, for the purpose of contributing to the compensation of Visiting County Nurses, under the provisions of Section 4 of Chapter 51 of the Acts of 1918, the sum of $7,500.00.

Said sum to be paid out only in the manner and for the purposes set out in said Chapter 51 of the Acts of 1918.

§ 46. *Budget Appropriation Commission.*—For the use and benefit of the Budget Appropriation Commission for the fiscal year ending June 30, 1923, for the purpose of paying for clerical and stenographic hire and all other expenses authorized to be incurred by said Commission under the law, there is hereby appropriated out of the general expenditure fund the sum of $500.00.

§ 47. *State Printing Commission.*—There is hereby appropriated to the State Printing Commission, for the purpose of paying for the necessary paper for use in State printing, for the fiscal year ending June 30, 1923, in the manner now provided by law, the sum of $55,000.00.

§ 48. *Clerk of the Court of Appeals.*—There is hereby appropriated out of the general expenditure fund, for the benefit of the office of the Clerk of the Court of Appeals, for the fiscal year ending June 30, 1923, for the purpose of paying all salaries, printing, office supplies, janitor service and other expenses incident to the operation of said office, the sum of $14,500.00.

§ 49. *Superintendent of Public Instruction.*—There is hereby appropriated out of the public school fund of the State for the use and benefit of the Department of the Superintendent of Public Instruction for the fiscal year ending June 30, 1923, for the purpose of paying all salaries, as now fixed

by law or may hereafter be fixed by law, for all necessary clerical, stenographic and professional assistance in the said department, the sum of $45,000.00.

§ 50. *Miscellaneous.*—In order to meet and provide for the payment for the fiscal year ending June 30, 1923, of the sums necessary to pay the costs of suits, attorneys' fees, conveyance of lunatics to the various asylums for the insane, commissions on fines and forfeitures, compensation for County Tax Commissioners, as now provided by law, costs of criminal prosecutions, amounts due the various clerks of the Commonwealth for their services and authorized to be paid out of the State Treasury, cost and distribution of public books, express charges not otherwise provided for in this act; the cost of the care of graves in the Frankfort cemetery, as allowed by law, the yearly allowances made to idiots by the various circuit courts of the Commonwealth, interest on outstanding warrants or on warrants that may hereafter be issued, the per diem compensation of the Jury Commissioners of the various counties of the Commonwealth, the per centum of Jefferson county fees refunded to the various officers of Jefferson county, as now authorized by law, the sums allowed by law for the Law Library of the Commonwealth, to cover all moneys that may be required to be refunded as now provided by law, or as may hereafter be provided by law, the cost of public books, including record books, compensation of the various county boards of supervisors, any and all rewards authorized by law, and any and all exonerations allowed to the sheriff by law, and any and all amounts authorized by law to be paid to the trustee of the jury fund of the various counties of the Commonwealth, and any other general expenditures now allowed by law and payable out of the general expenditure fund of the Commonwealth, the Auditor is authorized and directed to draw his warrant for the amount due, and the Treasurer is authorized to pay the same, in the manner now authorized by law for the payment of such claims. For the purpose of paying all costs of operation of the Legislative Department of the State Gov-

ernment, and of the Judicial Department of the State Government, the common school system and salaries of Commonwealth's Attorneys, for the fiscal year ending June 30, 1923, and not specifically provided for in this act, the Auditor of Public Accounts is authorized and directed to draw his warrant and the Treasurer to pay same in the manner now provided by law for the payment of such claims.

§ 51. Each section of this act appropriating money is designed to be a separate and distinct appropriation, and, in event any appropriation made is held to be unauthorized by law, it shall in no wise affect the other appropriations provided for in this act.

Mr. C. A. Nelson moved that the House do now resolve itself into the Committee of the Whole House, for the purpose of considering said bills.

Said motion was agreed to.

Thereupon the Speaker vacated the Chair and designated Mr. Waggoner as Chairman of the Committee of the Whole.

After a time, the Speaker having resumed the Chair, Mr. Waggoner of the Committee of the Whole House reported progress.

Mr. Lisle moved that the House do now adjourn.

Said motion was agreed to.

And then the House adjourned.